CITY COUNCIL MINUTES **November 12, 2012**

The Honorable Council of the City of Evansville met on regular session at 5:30 p.m. on Monday, November 12, 2012 in the City Council Chambers, Room 301 Civic Center Complex, Evansville, Indiana, with President Connie Robinson presiding. The following business was conducted.

These minutes are not intended to be a verbatim transcript. Audiotapes of this meeting are on file in the City Clerk's Office.

ROLL CALL:

Present: Mosby, Brinkerhoff-Riley, Friend, Lindsey, Adams, O'Daniel, Weaver, Robinson.

Absent: McGinn

There being eight (8) members present and one (1) member absent and eight (8) members representing a quorum, I hereby declare this session of the Common Council officially open.

PLEDGE OF ALLEGIANCE

This evening the pledge of allegiance will be led by Councilwoman Mosby.

President Robinson: Fellow Councilmen and those in the audience, welcome to the November 12, 2012 meeting of the Common Council.

RECOGNITION OF SCHOOLS

TEEN ADVISORY COUNCIL

Lana Dipple, Anna Loehr, Abby Wilson

COUNCIL ATTORNEY

This evening John Hamilton is our City Council Attorney.

SERGEANT AT ARMS

This evening there is no Sergeant at Arms.

READING AND AMENDMENT OF MINUTES

Is there a motion to approve the minutes of the October 22, 2012 meeting of the Common Council as written?

Councilman Friend moved and Councilwoman Mosby seconded the motion to approve the minutes of the regular meeting of the Common Council held October 22, 2012 as written. Voice vote. So ordered.

REPORTS AND COMMUNICATIONS IN YOUR NOVEMBER 9TH PACKET:

- *City Council Meeting Agenda for November 12, 2012.
- *Committee Meeting Schedule.
- *City Council Meeting Minutes dated October 22, 2012.
- *Area Plan Commission Staff Reports and APC Minutes dated October 11, 2012.
- *Rezoning Ordinances R-2012-22 and R-2012-23, and R-2012-19 as amended with Use and Development Commitment.
- *Ordinance G-2012-23 and F-2012-20 as amended.
- *Resolutions C-2012-29 and C-2012-30.

*A letter from Attorney Steven Bohleber representing the petitioner for Rezoning Ordinance R-2012-19 requesting to postpone hearing this ordinance until December 10, 2012.

COMMUNICATIONS VIA EMAIL

- *An email from Alan Mounts containing background information for the Water & Sewer Utility Finance Ordinance.
- *A Memo detailing the City of Evansville Finance Dept. costs for financial consultants employed for 2012 YTD.

ON YOUR DESK THIS EVENING:

- *Evansville Redevelopment Commission Minutes from October 16, 2012 Meeting.
- *A copy of a letter from Kerry Kamp to Councilman Lindsey regarding Humane Society.
- *Agreement for Accounting Consultant Services
- *Proposed Redistricting for Councilmanic Wards

President Robinson: Do I have a motion to receive, file and make these reports and communications part of the minutes of the meeting?

Councilwoman Mosby moved and Councilman O'Daniel seconded the motion to receive, file and make these reports and communications a part of the minutes of the meeting. Voice vote. So ordered.

CONSENT AGENDA

FIRST READING OF ORDINANCES OR RESOLUTIONS

ORDINANCE G-2012-23 PUBLIC WORKS

McGINN

An Ordinance to vacate a platted public way or place (Cring Ave.)

ORDINANCE R-2012-22 TO APC

R-2 to C-4

An Ordinance to Rezone Certain Real Estate in the City of Evansville, State of Indiana, more commonly known as 1301 N. Fares Ave. Evansville, Indiana 47711

Petitioner:

Bob Foster

Owners:

Same

Representative:

Steven L. Bohleber

District:

Stephanie Brinkerhoff-Riley, Ward 3

ORDINANCE R-2012-23 TO APC

C-1 to C-2

An Ordinance to Rezone Certain Real Estate in the City of Evansville, State of Indiana, more commonly known as 4620 Covert Avenue, Evansville, Indiana 47714

Petitioner:

Covert Properties, LLC

Owners:

William T. Bracket

Representative:

Amy E. Steinhart, Attorney-at-Law

District:

Dan McGinn, Ward 1

President Robinson: Is there a motion to adopt the Consent Agenda, First Reading as written?

Councilman Friend moved and Councilman Weaver seconded the motion to adopt the Consent Agenda, First Reading as written. Voice vote. So ordered.

CONSENT AGENDA

SECOND READING OF ZONING ORDINANCES

ORDINANCE R-2012-19 (amended) FROM APC R-1 to C-02 w/U & D Comm.

An Ordinance to Rezone Certain Real Estate in the City of Evansville, State of Indiana, more commonly known as 4000 Washington Ave., Evansville, IN

Petitioner:

David W. Johnson

Owners:

Ralph and Diane Sellers

Representative:

Steven Bohleber

District:

Dan McGinn, Ward 1

President Robinson: We have a request from Attorney Steven Bohleber, representing the petitioner for Rezoning Ordinance R-2012-19 that was scheduled to be heard at tonight's meeting to postpone and reschedule this for the December 10, 2012 City Council Meeting. Can I have a motion to postpone?

Councilman Friend moved and Councilwoman Riley seconded the motion to postpone Rezoning Ordinance R-2012-19 until the December 10, 2010 City Council Meeting to be held at 5:30 p.m. in Room 301. Voice vote. So ordered. Thank you Mr. Bohleber.

CONSENT AGENDA

SECOND READING OF ORDINANCES OR RESOLUTIONS

ORDINANCE G-2012-22

PUBLIC WORKS

M^c GINN

An Ordinance Vacating a part of Bennighof Avenue and a part of Lodge Avenue in the City of Evansville, Indiana

ORDINANCE F-2012-20 amended FINANCE

FRIEND

An Ordinance of the Common Council of the City of Evansville authorizing transfers of appropriations, additional appropriations, repeal, and re-appropriations of funds for various city funds

ORDINANCE F-2012-21

FINANCE

FRIEND

An Ordinance of the Common Council of the City of Evansville authorizing additional appropriations of funds within a city department (DMD)

COMMITTEE REPORTS:

PUBLIC WORKS COMMITTEE:

CHAIRMAN MeGINN

Councilman Adams: Yes Madam President, Ordinance G-2012-22 was heard tonight prior to this meeting and comes forward with a do-pass recommendation.

President Robinson: Okay thank you. Finance Committee, Chairman Friend.

FINANCE COMMITTEE:

CHAIRMAN FRIEND

Councilman Friend: Yes Madam President, your Finance Committee met this evening to hear Ordinances F-2012-20 as amended and F-2012-21 and they both come forward with a do-pass.

President Robinson: Thank you. Can I have a motion to accept the Committee Reports and move these ordinances to Third Reading?

Councilwoman Riley moved and Councilwoman Mosby seconded the motion to accept the Committee Reports and move these Ordinances to Third Reading. Voice vote. So ordered.

REGULAR AGENDA

THIRD READING OF ORDINANCES AND RESOLUTONS

ORDINANCE G-2012-22 PUBLIC WORKS

M^c GINN

An Ordinance Vacating a part of Bennighof Avenue and a part of Lodge Avenue in the City of Evansville, Indiana

President Robinson: Is there a motion to adopt Ordinance G-2012-22 and call the roll?

Councilman Friend moved and Councilman O'Daniel seconded the motion to adopt Ordinance G-2012-22 and call the roll.

ROLL CALL

Ayes: Mosby, Brinkerhoff-Riley, Friend, Lindsey, Adams, O'Daniel, Weaver, Robinson

Absent: McGinn

President Robinson: There being eight (8) Ayes and zero (0) Nays, Ordinance G-2012-22 is hereby declared adopted.

REGULAR AGENDA

THIRD READING OF ORDINANCES AND RESOLUTONS

ORDINANCE F-2012-20 amended FINANCE

FRIEND

An Ordinance of the Common Council of the City of Evansville authorizing transfers of appropriations, additional appropriations, repeal, and re-appropriations of funds for various city funds

President Robinson: Is there a motion to adopt Ordinance F-2012-20 as amended and call the roll?

Councilwoman Mosby moved and Councilman O'Daniel seconded the motion to adopt Ordinance F-2012-20 as amended and call the roll.

ROLL CALL

Ayes: Mosby, Brinkerhoff-Riley, Friend, Lindsey, Adams, O'Daniel, Weaver, Robinson

Absent: McGinn

President Robinson: There being eight (8) Ayes and zero (0) Nays, Ordinance F-2012-20 as amended is hereby declared adopted

REGULAR AGENDA

THIRD READING OF ORDINANCES AND RESOLUTONS

ORDINANCE F-2012-21

FINANCE

FRIEND

An Ordinance of the Common Council of the City of Evansville authorizing additional appropriations of funds within a city department (DMD)

President Robinson: Is there a motion to adopt Ordinance F-2012-21 and call the roll?

Councilman Friend moved and Councilwoman Riley seconded the motion to adopt Ordinance F-2012-21 and call the roll.

ROLL CALL

Ayes: Mosby, Brinkerhoff-Riley, Friend, Lindsey, Adams, O'Daniel, Weaver, Robinson

Absent: McGinn

President Robinson: There being eight (8) Ayes and zero (0) Nays, Ordinance F-2012-21 is hereby declared adopted

RESOLUTION DOCKET

President Robinson: Next, we have a Resolution Docket. John, did you want to discuss this?

Councilman Friend: Yes. As you probably well know, just a few weeks ago Tiger Ritter passed away. Tiger had done a lot for the community; he had been a leader of our fair city, no doubt, and he has done a lot for us and I thought it would be nice for the Council and the City, our Chamber, to recognize that. With that, I pose this Resolution.

RESOLUTION C-2012-30

INTRODUCED BY: COUNCIL AS A WHOLE

A RESOLUTION TO HONOR JAMES "TIGER" RITTER

WHEREAS, James "Tiger" Ritter has been a civic and political leader in the City of Evansville; and

WHEREAS, James "Tiger" Ritter was a well-known figure in local politics, and was the nephew of former Mayor Manson Reichert; and

WHEREAS, James "Tiger" Ritter was very involved in civic and political activities, including serving as Center Township Trustee from January, 1995, until his recent death, and serving as Chairman of the Vanderburgh County Republican Party; and

WHEREAS, James "Tiger" Ritter was a local businessman in such business activities as Ritter's Big Bud; and

WHEREAS, James "Tiger" Ritter was active in his church, serving as an Elder; and

WHEREAS, the City Council wishes to recognize the accomplishments and contributions of James "Tiger" Ritter as an active citizen of the City of Evansville;

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Evansville, Indiana, as follows:

The City Council of the City of Evansville, on behalf of the citizens of the City of Evansville, hereby honors and recognizes James "Tiger" Ritter for his life of service and contributions to the City of Evansville

President Robinson: Is there anyone here from Tiger Ritter's family?

President Robinson: Is there a motion to adopt Resolution C-2012-30?

Councilman Friend moved and Councilman Adams seconded the motion to adopt Resolution C-2012-30. Voice Vote. So Ordered. Thank you.

MISCELLANEOUS BUSINESS

President Robinson: There will not be a City Council meeting on Monday, November 19, 2012. The next City Council Meeting will be held November 26, 2012 at 5:30 p.m. Committee meetings will begin at 5:25 p.m. on November 26, 2012.

At this time, I'm going to turn it over to John Friend. He has requested some information, and then I'll get back to Miscellaneous Business.

Councilman Friend: I think, Russ, we talked about doing, first of all, one activity on the Arena. You know, the last time we had a kind of a report on construction costs and whatever else. It was in July of 2011 by John Kish, and I didn't know if you had some information you could share with the Council about this. Oh, thanks Phil, thanks for coming up.

Phil Hooper: Well Council, thank you for your time this evening and this opportunity to update you on the progress of the closeout of the downtown arena project.

As you know, DMD discovered a bank discrepancy in August in one of our Arena accounts and ONB recognized the discrepancy. To give you a little bit more detail on that timeline, in July and August, DMD began to conduct a more thorough review of bank statements and vouchers, moving toward project closeout base, after we had physically relocated all the files from the Arena office in April. So at that period in time, files (and) banks statements were physically being moved from outside the Civic Center to inside the Civic Center. This occurring while DMD was in a normal process of understanding the project capacity for future projects as we are always in the process of doing.

On August 20, specifically, DMD communicated that bank discrepancy to Old National Bank and they replied, acknowledged that. Between August and October, Old National Bank conducted their own internal process, communicated with EVSC to verify on their end of the process and on October 4 and 17, Old National Bank deposited \$1,645, 577.09 plus the interest of \$164.07 to get that account whole again.

Are there any questions on that aspect?

Councilman Friend: Well, let me ask you this...I mean, who was it your department found the, did the bank...I mean the reconciliation and found it? Who was responsible for that?

Phil Hooper: In DMD, bank statements come to our Deputy Director, kind of like our CFO, Jane Reel. Office staff, Cindy Resing also involved with the Arena project, (*Inaudible*) and they manage, sort of, the DMDs relationship with the ERA. Again, with that sort of April move date to getting that detail back after that move transition is when this was found, promptly communicated and promptly taken care of by my...

Councilman Friend: Well Phil, what is interesting, when you go back in timeline on this, back in September, it was a really, it was \$1,434,000 got transferred out at that point in time but then

we go into the next meeting in October, we were out of money. Then there was a transfer into the big account for \$4,400,000, which related to...it said, as I recall, it was a reimbursement. So I thought...what I thought was strange back in September, 2011, we were virtually out of money and this transaction occurred and I was worried about the internal control function of it. I can understand how these things can happen because I went over to the bank myself. They have the same...it was called two thou...I think it was called 2010A, 2010B funds, and ironically, EVSC had the same name for their project I believe. So I can see how that can happen, just could. But, I guess I was just miffed by the fact that we went by about a year with that money that was sitting out there. And the transactions occurred in October, when we were virtually out of money.

Phil Hooper: Understood. I can't provide a lot of detail on the process of the previous project management that didn't catch the September of 2011 one, but certainly, as you can see, DMDs process in that timeframe between the move and analyzing the capacity, which we are still doing in a fine-tooth comb way, is the process that caught that and it's...

Councilman Friend: I guess what I saw in the project itself, what I would have liked to have seen originally, when you had the bond money come in and we had the \$32,000,000 coming into the project, it will all flow into, say into Old National Bank or into whoever the trust fund was and all that was money flowed out of the trust funds. And normally what I've noticed is, we have two bank accounts. We've got one bank account. TIF has got its own bank account and over in the big, I call it the big fund, is where all the funds are coming from and what I've noticed is these transactions are coming out of one bank account but with several different funds that it flows through. And I know the SBOA is going to come in and do a review and I want, from a, Russ, from a professional standpoint, a review to me versus an audit is a negative assurance versus a positive assurance. You know what I'm talking about...review versus agreed on procedures so I would hope that, possibly, your department and whatever else would stress upon that fact that Council needs to be asking more questions versus fewer questions in this regard from these transactions. I don't know, I spent last Thursday over there at Fifth/Third Bank going through a few transactions and that's one thing I was noticing, a lot of these transactions, how they occur through many different funds.

Now, I welcome the fact that the Administration is bringing in the SBOA but keep in mind, we need to be thinking more of assurances to our...to the people of Evansville an as much transparency as we can on the transactions. And I understand the error that the bank can make just because of...I saw it myself so I could see how that could...

Councilman O'Daniel: Was this an electronic transfer?

Phil Hooper: I have no idea.

Councilman Friend: No, these were checks.

Councilman O'Daniel: It was a check. A handwritten check.

Councilman Friend: A handwritten check.

Councilman O'Daniel: Was it one vendor or numerous vendors?

Phil Hooper: Our check was not misrouted. We did make a payment for something that had been taken. It was just the account balance was drawn down on there.

Councilman Friend: What basically was in the transaction, you look at the check register, what I thought was strange is you would see North campus in those transactions they went out. Well North campus is obviously EVSC but it was on our ledgers. So, but what I was curious about, it's happened not once but twice. We had, in April, we had another one of \$208,000 that came out, the same thing happened again. And I guess what we are going to try to do is shore up the internal controls on that. It's about bank reconciliations again.

Phil Hooper: This conversation with them, certainly, approaching the end of my first year managing a department, looking at a number of procedures and processes and internal controls that need to be adjusted so, understood. As you referenced, in July, as you know, July 5th to be precise, the Administration did request the examination by the State Board of Accounts.

Councilman O'Daniel: So would it have been in EVSC, something that they wrote a check and it was debited out of our account?

Phil Hooper: That is my understanding.

Councilman Friend: Conner what happened is EVSC would have had, they had basically \$1,600,000 still left in their funds and we had \$1,600,000 less in our funds. And it basically, this happened, the majority happened a year ago, September, so it was about 11, it was almost 13 months.

Councilman Adams: So now that you've got this extra money, are you going to build some storage for the Ford Center?

Phil Hooper: There is no extra money. This, you know, is strictly a...

Councilman Adams: What do you mean there is no extra money?

Phil Hooper: I am happy to report on that. There is a remaining balance but this does not mean we have an additional 1.6 in the...you know; this is just, we are getting back to the baseline that should have been there all along. In addition, I guess we do not need to mention the SBOA, we have rather done that, but obviously, when it was discovered that their process did not include the Arena, that when you and we agree... (*Inaudible*)

Councilman Adams: I'm confused. The bank had \$1,600,000 and they gave you the money back but we don't have the money?

Councilman Friend: Well, it appears to me the transfer came out of the EVSC account and the bank moved it back into our account.

Phil Hooper: No one ever reported publically an account balance on our end that was reduced by that level, so at no point did we say, we have X amount dollars and then now we have to say, oh we have X plus \$1,600,000. That is not the case. Now had an update and account balance been public (*Inaudible*), yeah, that is a possibility, but we are in a black hole, this is a

Councilman Friend: Now let me ask you one thing, Mr. (Inaudible), can you assure this Council, right at this moment, that we came in with the designated \$127,500,000 that, or underneath on this project?

Phil Hooper: Yeah, absolutely, I will get that...

Councilman Friend: Well, let me...before you say, let me (Inaudible) one thing. And you know for sure that will not have any other disbursements that would have came outside of the TIF money, outside of the TIF, okay, and there wouldn't be any possibilities where you spent any other money that went into the big fund over here, because you've had different, various accounts flying through there. We are sure about that.

Phil Hooper: We are still getting to a point of completion on this and obviously, you are not going to hear a final report from us tonight. This project won't be finalized until spring of 2015 with the installation of the public RPs but we understand it's been a while since you've received an update and so we're in the middle of the...working with the SBOA for the examination and we're in the middle of getting this towards closeout, so I do have a snapshot to give you of where we are at, remaining expenses, what it looks like the remaining balance...

Councilman Friend: One thing I've got to say is this: I saw some transactions going out of the construction account to pay Vectren for the operation of the Arena while it was open. It was about \$50,000 a month and was coming out of construction accounts. Now that would make the Arena make it look like it's not losing any money because it's coming out of the construction accounts.

Phil Hooper: On a project like this, Vectren will receive payments for relocating, removing utility lines, and then there were operational things paid for out of the bond proceeds in full compliance with state law that are normal to get, sort of, the facility up and running. You are sort of building it and turning it on at the same time. Therefore, we are aware of that and we are very well aware of the \$127,500,000 spending cap the Council placed on the design and construction of the Arena in 2009. To date, we have spent approx...

Councilman O'Daniel: Can I ask a question? I don't want like a million, six to go floating around anymore. Is there anything in place in your department or within the Controller's Office to make sure that our funds with EVSC, Old National Bank, not EVSC but with Old National Bank do not look like EVSC like 2010 Fund A. Call it something different.

Phil Hooper: That is certainly a conversation that we have had and ultimately, that is a nomenclature on the bank's end. But we...

Councilman O'Daniel: That's a pretty important nomenclature, right?

Phil Hooper:...we are monthly looking at these account balances.

Councilman O'Daniel: So you are saying we haven't renamed them to make sure that they don't...

Phil Hooper: I cannot make a bank rename their accounts.

Councilman O'Daniel: Thanks.

Phil Hooper: So \$127,500,000 spending cap in 2009 for the design and construction. To date, we have spent approximately \$122,000,000 on the design and construction. We anticipate another \$600,000 in payments and expenditures before the project is complete in the spring. (*Inaudible*) and a quarter of a million dollars. Again, the project is estimated for final completion in the spring of 2013 with the final installation of the public art piece facing Main Street.

Councilman Friend: So you are saying this will be well under the 127.5 number?

Phil Hooper: We are well under the 127.5 number for design and construction. There are a lot of moving parts to this, obviously a project of this magnitude. Right now, we are working with the final invoice for Hunt Construction and a change order that is in their legal department that will reduce their contract by an unexpended \$840,000. (We are) working with Populous on the finalization of their contract so there are moving targets to this but we are tracking right on where it was last updated that we are progressing towards being under budget, well under budget on the construction side, a famous construction project here in town in terms of its ability to work with the minority and women's business community. The construction itself is, you know, the construction piece is almost 19% under budget in terms of the shell, the construction of that building, and you look and the design and construction cap in place, we are well under that. We obviously look forward to getting more final detail as we move closer to the completion and being back before you with a much more detailed reporting of a timeline and the source and the use of these funds.

President Robinson: Who is reconciling the checkbook in your office for the Ford Center project?

Phil Hooper: Our account reconciliation would still be conducted, as I mentioned earlier, (*Inaudible*) going to Jane Reel and Cindy Resing, the office staff that works with that process as well, and works with the ERA, the ERA process for this project.

President Robinson: So Jane Reel is responsible for doing that?

Phil Hooper: Jane Reel and Cindy Resing are DMDs connection to the ERA and receive the bank statements and so, yes, in DMDs department, they are the ones that receive those statements and reconcile them and they are the ones who caught that...

President Robinson: Is that the duty of the Deputy Director? Who is Cindy?

Phil Hooper: Cindy Resing is our office manager.

President Robinson: So they're the ones...

Phil Hooper: That was by design when she was hired. She had been with the Arena office on Kish's side and so some duties were put into that position to make that transition possible so that Kish's contract could end, as you know, on March 31st of this year. Like I said, Jane in my position really functions as kind of my CFO in many ways and so she and Cindy have that financial process...

President Robinson: So when this happened, was Jane responsible for reconciling the books at that time?

Phil Hooper: You could say that Cindy, Jane, and I are responsible for the statements that come into our department and...

President Robinson: Who reconciled the statements?

Phil Hooper: Cindy and Jane.

President Robinson: Is Cindy and Jane here?

Phil Hooper: Yeah

President Robinson: Who is Cindy?

Phil Hooper: Cindy Resing, our office manager.

President Robinson: Could Cindy please stand up? I...okay, thank you.

Councilman Friend: I will say this one thing. If we could roll back the clock, I wish within our level of \$127.5 that we would have put a mandatory audit into that. That's one thing if we could back up the clock, would have done that. That, because this is a larger project that the City has ever undergone and it really represents 1/3 of the overall debt of the City. Another question that needs to be...come to conclusion everybody feels good about.

Councilman O'Daniel: Phil, is it reconciled now?

Phil Hooper: Yeah, yeah. I have the cash statements as of October 31st.

Councilman O'Daniel: The lack of reconciliation had nothing to do with software, the new software or anything else, right. This is completely separate.

Phil Hooper: Correct.

Councilman O'Daniel: Had it been aud...had it ever been reconciled from day one?

Phil Hooper: Again, hard to speak for the...

Councilman O'Daniel: Yes or no.

Phil Hooper: Yes, yes. Absolutely.

Councilman O'Daniel: When was the last time it had been reconciled prior to you discovering

this error?

Phil Hooper: I would venture to say...

Councilman O'Daniel: You don't know, do you?

Phil Hooper:...January, February, March...

Councilman O'Daniel: You don't know.

Phil Hooper:...prior to the move...

Councilman O'Daniel: You don't know, do you?

Phil Hooper:...getting ready to...

Councilman O'Daniel: So, do you know or not? Don't just throw something out there. Do you know when it was reconciled or not?

Phil Hooper: I do not have any form that will...like a reconciliation document...

President Robinson: When you took over, were the books reconciled? Yes or no.

Phil Hooper: My understanding is they were being reconciled and...

Councilman O'Daniel: The answer is no then.

Phil Hooper: I do not have a fact to show you so maybe it is...

President Robinson: Okay, ask Cindy if she'll come up. Phil, I don't want to...with all due respect, I don't have all night to stay here. Cindy, could you come forward and tell us...maybe she has the answer to when the books was last reconciled, you know.

Councilman O'Daniel: I mean this isn't, I mean really critical but it's really necessary. It's not...it's supposed to be somewhat critical but it's supposed to make sure that our internal processes are being followed so we don't get an error like this again. Okay, I mean, I just want straight answers. Okay, if you don't know, please just tell me I don't know.

Phil Hooper: With respect to things done...previous project management, then I don't know because I was never handed a form...

President Robinson: That's all you had to say, now let Cindy come forward.

Phil Hooper: I apologize for not being clearer.

Councilman O'Daniel: Cindy, do you know? She's right behind you.

Cindy Resing: I worked with Mr. Kish as his administrative assistant and I was basically tracking the construction contracts and keeping track of what payments were being requested. I was not, at that time, reconciling with the bank statements because I did not...I was not an employee of the City at that time. I was working for, actually, Cripe Engineering who hired me to be administrative support for Mr. Kish so I was tracking from the construction side, making sure that all of the contracts...their pay applications were processed properly.

Councilman O'Daniel: Were you in communication with anybody from DMD at that time about the ongoing cost of the project and whether or not everything was balancing in the funds?

Cindy Resing: Not myself. Mr. Kish was working with the Controller's Office.

Councilman O'Daniel: The Controller's Office, not DMD?

Cindy Resing: The Controller's Office and DMD.

President Robinson: So to your knowledge, were the books being reconciled, the checking account?

Cindy Resing: Not to my knowledge at that time.

President Robinson: So we just heard Phil say that it was you and Jane Reel. Now Jane Reel, can you come up here and tell us if you were reconciled?

Phil Hooper: It was then to the point of receiving bank statements for our department. But keep in mind, Kish was on this project until March 31st of this year.

President Robinson: I mean we're not trying to blame anyone; we're just trying to figure out how we can stop this from happening again.

Phil Hooper: And as I made clear, we are looking at those accounts monthly in ways that this is made obvious and we also looking at other controls, other process improvements in our department and that's where we are at.

Councilman Friend: Cindy, what procedures did you do to discover this? I just wandered...because usually what I find out, once the transaction is so far back there, you really have to go back to the vouchers and you've got to trace every voucher back in to every disbursement. And that means you've got to go back in time a long ways. I mean, 13 months. So something must have tipped you to think there was a problem there. I mean, that's...

Phil Hooper: Part of the timeline, as we mentioned, DMD looking at the project capacity of the downtown TIF and so obviously wanted to understand, to the greatest extent of accuracy as we can, what's going to be left at the end of this project and that is the information that caught this in that...

Councilman Friend: I guess what amazes me...wonder where EVSC was during this period of time. If I looked at my checkbook (and) I found out I had 1.6 million dollars more in my checkbook...

Councilman O'Daniel: Would you tell us?

Councilman Friend: Last time I checked I thought they were going to be honest over there. I know, that's why I'm just...I don't know. Anyway, go ahead.

Phil Hooper: We look forward to providing a more final detailed report of the progress of this project as it gets closer to final completion.

Councilwoman Mosby: So moving forward, I mean, we are assured now that this is being done and we can get reports and updates and if we ask questions, we will get those answers.

Phil Hooper: This has been going on since we were caught up to the move of the office into our office that began in April and that is where we are at now.

President Robinson: I just have one question. Jane Reel, can you come up? I just want to find out whose responsibility it was...was it your responsibility to reconcile?

Jane Reel: At the time that the error occurred, the first large error occurred, it was...there wasn't anyone in DMD that was responsible for reconciling the account.

President Robinson: So no one looked at the bank statements when they came in?

Jane Reel: We got copies of the bank statements sporadically. All the bank statements went to the Controller's Office and the Controller's Office was working with John Kish's office at that time.

Councilman Friend: When you go through and look at the ER, and I think it was the ERA, the voucher system, when you look at that, which I've gone through by the way, you can see it very clear that you see that it's been authorized, but when you get your...when you have to use a check...check...what's that distribution? I don't see it on my approved voucher list. I mean it would have been...it takes about ten minutes to do that.

Jane Reel: It's going to be done from now on, monthly at least, if not more often. We will be on top of it from now on.

Councilwoman Mosby: Thank you.

Phil Hooper: And to reiterate, we have been on top of it since catching up from that transition from the (*Inaudible*) of the office. Any other questions? Thank you very much.

President Robinson: Before us tonight, we have a contract, an agreement for an accounting consulting services and I think John has recommended we hire someone. Has everyone had a chance to look at this consulting service contract? I don't have my microphone on. Okay. John, you want to give us a little information why you think it's important that we hire someone.

Councilman Friend: Well, I have been, obviously here of late, been going in and doing some extra work myself and I would tell you something folks, there's a lot of transactions. More than you can even account for. For the next 12 months, I think it really comes upon us to make sure we have proper oversight. We just went through a 1.6 million dollar deal. We have no idea what's out there at this moment. Just the vast amount of transactions and everything we've got that the SBOA has laid upon us to oversight, I think we ought to do it for 12 months, see where we go with it.

The gentleman is very, very competent.

President Robinson: Are there any questions from any Council members?

Councilwoman Mosby: I do have a question. I mean, aren't we already paying people to do this?

Councilman Friend: We did before.

Councilwoman Mosby: I mean don't we have a Controller, staff and staff at DMD and we can request that they come in and give us these updates instead of spending more money.

Councilman Friend: Well you know Missy, when you look at the...last time I looked at the SBOA, they pretty well burned us and I'm not going to sit on this Council and ever again have that happen. I tell you, this is the most embarrassing thing I've ever went through! And you go 14, 21 months without bank reconciliations, and how many times I was over at that office over there and I asked her, "Is everything okay?" And she said, "Yes, everything's fine." And they were not reconciled!

Councilwoman Mosby: And I understand that.

Councilman Friend: And I'm going to tell you we have millions of dollars we're playing with here. Are we crazy? I'm telling you we've got to do this for the next 12 months as far as I'm concerned.

Councilman O'Daniel: Well, and I think, you know just, you look at it from the standpoint and you know, the S&P has said that they are not going to affect our bond rating right now. But, what if we had another problem, another hiccup along the way? You know, we try to be trusting of all of our public servants, but if one thing messes us, I mean it could affect the integrity of everything and that can cost, not \$20,000 but hundreds of thousands of dollars. I think it's a small price to pay. You know, we do have an accountant on our Council but he's a Councilman, you know, he doesn't wear all these different hats every time. And I think we've got to keep mind of that, you know, that he has a business to run outside this too.

Councilwoman Mosby: I truly understand that. I know that John has devoted a lot of time to this and I do appreciate that. I am just...we understand there have been issues in the past but it seems like everyone here is aware of that and they know we are going to be asking. You know, if we want to ask every week, every two weeks, whatever, for updates, we can do that.

Councilman O'Daniel: But we still don't have them balanced. I mean, we are into October now. We are still not reconciled to date. The same with the Water Department and we're still awaiting the Arena with DMD. I mean, I just think there's still balls in the air and until we can get hold of them all, I think we have an obligation, as part of the oversight, to make sure that when we finally turn this over in a year or whatever, that we have a clean bill of health.

Councilman Weaver: (Inaudible) an extra person that we hire is going to speed up the process.

Councilman Friend: Standard & Poors...let me ask...Russ, when you and I were involved with

telephone conference with Standard & Poors, I explained to them what this Council was considering doing and they seemed to like that. I didn't see...I got (*Inaudible*) the gentleman's voice we talked with, which by the way, we held on to our AA- rating...

City Controller Lloyd: Right

Councilman Friend:...at that point in time and with that said, I think that it appeared to me they liked that.

City Controller Lloyd: I mean you suggested that to them and they just made (a) comment based on what we told them and the letter we sent them, they seemed to be...they were pleased with what the City was doing after the SBOA report.

President Robinson: I mean, when you look at this contract, I mean either party can terminate it by giving a 30-day written notice so I think if we find out that the service is not needed that we can terminate it with a 30-day written notice. After what happened with, you know, with Mr. Hooper telling us what happened and nobody was really sure who was reconciling the books for a project like the Ford Center; I think we need a check and balance.

Councilwoman Brinkerhoff-Riley: Also, is it...

Councilman Adams: I've met this gentleman. I think he's superb. I wholly support this move. I think we're...I think you're wrong Missy. I am sorry.

Councilwoman Brinkerhoff-Riley: I met with him too. I just have two points. I met with him. I think he's very competent but Russ, I understand we flipped the switch, so to speak, of reconciling with the software at the beginning of October. Now we are into November. Were you able to reconcile October with the software?

City Controller Lloyd: Using the new treasury funds, we cleared out all the checks. There are still some issues with the deposits so it's not totally reconciled, but MUNIS is supposed to be here November 26th to assist on that.

Councilwoman Brinkerhoff-Riley: And that's really my point, I mean, we are not there yet. We are not there yet and I think we...I don't think it's for lack of effort; I think you've done a fantastic job but I just think that we need to...we are hitting the end of the calendar year and we need to...

Councilman Lindsey: Let's bring it forward. Do we need a motion?

President Robinson: We need to...I'll refer to Counsel.

Counsel Hamilton: You'll need a motion and a roll call vote and you'll also need in your motion...I left the effective date blank so I didn't know if you wanted to start this like on the first of the month and make it effective December 1st.

Councilman O'Daniel: John, what are you talking about? Is...I mean immediately, you talking immediately? He's already been working.

Councilman Friend: What's been going on...Dave and I have been doing work side by side and he's already been working for free, trust me.

Councilman Adams: Do you want it effective now?

Councilman Friend: Yeah, oh yeah.

Councilman O'Daniel: If he's up to speed, we've got to go. No reason to delay.

President Robinson: But I think Mr. Schaefer wants to say something.

Steve Schaefer: Thanks. Steve Schaefer, Chief of Staff for the mayor. I just want to double-check with John if the redline copy, if that's what Mr. Ziemer's office had worked out with you.

Counsel Hamilton: Yes well, he had made some suggestions on some standard provisions that are in most City contracts and I incorporated them into this. I sent it a week or so ago, or sometime ago to Council and I think they are fine with it.

Steve Schaefer: I just wanted to double-check because...

Counsel Hamilton: I talked to him and he's 100% in approval of the form of this contract.

Steve Schaefer: Okay. I guess, Councilman Friend, is Mr. Garrett going to be reconciling accounts or...

Councilman Friend: Well he's going to...he will...what I... no, he won't be reconciling accounts. He will be reviewing what's been done.

Steve Schaefer: So the Controller's Office...

Councilman Friend: There's going to be a need for (Inaudible).

Steve Schaefer: (Inaudible) reconcile accounts and he'll just make sure they're reconciled?

Councilman Friend: I do not foresee him going in and interrupting the Controller's Office. What I see for him (is) to go in there and review everything that's been done, review some of the transactions, tie some things back and do a cursory review. Now this ultimately, what I want to see, I want to see an internal auditor that's going to be able to do this eventually. Now that auditor, and bless what we have over there now, that is a difficult task as an internal auditor. So that person's got to be well tuned to things and we're going to have to pay that person a lot more money than what that position is being paid, to get somebody in that caliber. I even made that comment during the salary hearings, if you recall.

President Robinson: In the description of services, Steve, it tells what we are going...what we are asking him to do if anybody has a...

Steve Schaefer: That's just what I wanted to clarify because it seems a lot of these things are already things the Administration does.

President Robinson: "To monitor the financial accounts of the City of Evansville and to determine whether each account has been reconciled on a monthly basis; to provide monthly assurances and reports to Council indicating whether reconciliations are being performed and the status of each; to report to Council if Garrett finds any accounts or items not to be in proper form, and to provide a written narrative of any problems or issues encountered in his review; to act as a liaison between City Council and the City Controller's office. In the event that Council requests any information or documents concerning the financial affairs of the City, Garrett should present the request to the Controller and summarize and report the response at Council and to report to Council any recommendation he has concerning the City's internal control procedures".

So Mr. Garrett will be reporting to us on a monthly basis, and I guess taking some of this workload off of Councilman Friend.

Steve Schaefer: I guess...do you still want the Administration to report on those things in addition?

Councilman Friend: Well I think...yeah, yeah.

Steve Schaefer: So you'll have both reporting?

Councilman O'Daniel: Maybe it's a redundancy.

Steve Schaefer: I guess I'll just make the point that, you know when we took office, there were a lot of things that we inherited. I think that as you...painfully obvious we've had some...it's taken us some time to get ramped up but I mean we are...we have implemented the internal procedures and controls. The Controller's office and DMD staff have worked tirelessly to try to be able to report in a transparent manner to you and will continue to do that and answer any questions that you have going forward.

President Robinson: And I think you have been very...personally, I think you have been very transparent and I don't think this is a reflection on anything that this administration has done. If anything, it's more of a reflection of what we let the past administration do that we were not aware of.

Councilman Friend: Absolutely.

President Robinson: You know, and I was part of that administration so I can say I'm guilty also. So we're trying to make sure that those same things don't happen again.

Steve Schaefer: Well, anything we can do to provide more information, just let us know.

Councilman Friend: Thank you Steve.

Councilwoman Brinkerhoff-Riley: Has Mr. Garrett reviewed the contract and approved it?

Councilman Friend: Yes, he has.

Councilwoman Brinkerhoff-Riley: Well I would make a motion that we...

President Robinson: Let's talk about the start date. What date...?

Councilman Friend: I think...well I think I can assure you that he's been working up to time at this moment without any pay.

Councilman O'Daniel: Well from a payroll standpoint...when's payroll come out, this Friday?

Various Council Members: It's not payroll.

Counsel Hamilton: This will be a claim that will come through the City Clerk's office.

Councilman O'Daniel: We'll pay on a monthly basis?

Councilman Friend: I recommend we do it immediately, this very day.

Councilman Adams: I make a motion that it start now.

Councilman O'Daniel: Yeah, start immediately.

Councilman Weaver: Is this a...is this...

President Robinson: (Inaudible) the 12th. Today's date then.

Councilman Friend: Today's date, 12th.

Councilman O'Daniel: (Inaudible) second it.

Councilman Weaver: Is this something that should be bid out?

Counsel Hamilton: Professional services, it's not required to be...

Councilman Adams: Is there a second.

President Robinson: Okay, we need to take a roll call.

Counsel Hamilton: Is the motion to make the start date November 12th and to adopt the

contract?

Councilman Friend: Yes.

Counsel Hamilton: Okay, authorize the president to sign.

Councilman Adams: Yeah. That's my motion.

Councilman O'Daniel: It's been seconded.

President Robinson: Okay, Madam Clerk, call the roll please.

ROLL CALL

Ayes: Brinkerhoff-Riley, Friend, Lindsey, Adams, O'Daniel, Robinson

Nays: Mosby, Weaver Absent: McGinn

President Robinson: I guess that's six (6) Ayes and two (2) Nays. It's hereby adopted. Next, we have Linda Freeman, County Surveyor's office speaking about redistricting.

Linda Freeman: Just wanting to make you aware that this needs to be accomplished by the end of the year. The magic number for each ward is 20,000. I presented some maps to you earlier and I don't have hard copies for everyone tonight because I'm not sure if there are any other changes we need to make.

President Robinson: We're not at 20,000. Some of us are not at 20,000.

Linda Freeman: Well, they are very close, considering the only pieces of the puzzle that you guys can move around are the precincts. We can't go down to the census block level so basically, the only parts of the puzzle that you have is each individual precinct and whatever population is there, based on the 2010 census. The maps that I presented are the same except the one change from moving 3-10 back into the Third Ward and putting 3-5 into the Sixth Ward. We are looking at numbers for the First Ward at 19,676 people; Second Ward, 20,222 people; Third Ward, 19,890; Fourth Ward, 19,900; Fifth Ward, 20,064; and the Sixth Ward at 20,329.

President Robinson: Now this will go into effect for next year then.

Linda Freeman: Right, but next year is not an election year but this is something that you guys have to accomplish by the end of this year for the...

President Robinson: And how long will it be in effect for?

Counsel Hamilton: You're required to do it every ten years.

President Robinson: Every ten years.

Linda Freeman: Because of the census.

Counsel Hamilton: By law, you couldn't do it before the election. You have to do it after the election and you have to do it before the end of this calendar year so I thought it would be good for Linda to present this. If you have any suggestions or input to address it, I'll prepare an ordinance for your First Reading, November 26 and then you have to take final action at one of your two meetings in December.

Linda Freeman: Right. And you do have a spreadsheet of each of the...

President Robinson: Can we do all three in one meeting?

Counsel Hamilton: I don't think you want to do that because you want to show that you had public input and maybe give notice of a the committee hearing.

President Robinson: Any Council Member have any questions?

Councilwoman Mosby: Linda, could I get another copy of that?

Linda Freeman: Sure.

Councilwoman Mosby: I'll be honest, I...

Linda Freeman: I'll let you fold it. I do have it as a PDF if I can send it to you that way.

Councilman Friend: We can discuss it, yes. It's open for discussion.

Councilman O'Daniel: Linda, the only thing I just want to ask about is does this sort of extrapolation of the population trend that has occurred over the last ten years?

Linda Freeman: This is just strictly based on the 2010 census. There are no per se extrapolations.

Councilman O'Daniel: (Inaudible)

Linda Freeman: The other thing you have is the annexation so that comes into play too.

Councilman O'Daniel: (Inaudible) for instance the Fourth Ward. (Inaudible) out of the inner city...

Linda Freeman: Right

Councilman O'Daniel:...and then further out so we are probably seeing a decrease in population if you freeze it where it's at now. By 2020 instead of 19,900, you may have...

Linda Freeman: Yes but that's not typically something that you have to look at with this. Basically, what you are wanting to do is to make sure that you have one man, one vote, and you are trying to hit that 20,000 mark. The only thing you guys...one of the parameters that you have to work in is that the precincts are set. By trying to pull the different puzzle pieces in, you are going to...I started with the Sixth Ward and came across because the Sixth Ward had the least contiguous other precincts that you could actually take in to the Sixth Ward.

Councilman O'Daniel: I understand that. (Inaudible) when you say one person, one vote, that's what I'm trying to get at. If you extrapolate it out five, six, seven years (Inaudible)...

Linda Freeman: When I was talking to Michelle Brzycki with the Indiana Election Division, basically I would ask her if there's a percentage point that you need to hit. I typically go 5% up and 5% down just to have a baseline but that still isn't something that...

Councilman O'Daniel: (Inaudible) It doesn't affect me...(Inaudible)...I'm just trying to...

Linda Freeman: The other thing I also did is to make sure each one of you stayed in your own...if you were At Large or in whichever particular ward you are in, I kept that in mind to a certain degree and that worked out nicely. Plus, I tried to consolidate some of it instead of, for

instance, the Third Ward running from First Ave. all the way to the county line. I went to Green River Road and tried to incorporate neighborhoods and things but basically, this is just a suggestion. That's why I gave you the spreadsheet so if someone wanted to do something to try and figure out which piece needs to go where but there are so many parameters with it. This is my third or fourth time...

Councilman O'Daniel: Let me ask you something. Somebody brought up the reorganization (*Inaudible*), if there was an annexation that moved forward within the next ten years, will they have to reconfigure at that point?

Linda Freeman: No, not that I am aware of. Is that...

Counsel Hamilton: I think there is a provision in the statute where they can be. I think that's an exception to the mandatory every ten years.

Linda Freeman: Right, every ten. I was going to say, the previous annexations just went.

Councilman O'Daniel: Exactly

Linda Freeman: You're talking, you know, census and federal and then state and local.

President Robinson: Any other questions from any Council members? Okay, any Council members that have any concerns or anything, would you please get your comments to Linda by the end of this week so that when we file the ordinance, everything will be complete.

Linda Freeman: Councilwoman Mosby has hard copies if anybody...

President Robinson: Okay, if you have concerns, please get them to Linda by the end of this week.

Linda Freeman: (Inaudible) they have to be contiguous. You want to try to keep your neighborhoods, you know, that's why I tried to stay south of the Lloyd or south of Pigeon Creek to try to keep the areas compact rather than fingering out.

President Robinson: And you've done this several times.

Linda Freeman: Yeah, this is...I remember the first time we did it, it was all by hand with a 36" square census maps.

President Robinson: Okay, thank you Linda.

Linda Freeman: Anyone else want a hard copy? I do have some (Inaudible).

President Robinson: Any questions from anyone in the audience? Okay. We'll have First Reading on this on November the 26th. Thanks for coming.

Next we'll have Kendall Paul, Vanderburgh Human Society Executive Director.

Linda Freeman: I just figure I'd better log-off so someone can't have fun at my expense.

President Robinson: I think Councilman Lindsey has requested that Ms. Paul come for us tonight. He's concerned about the blight of the Vanderburgh Humane Society. So I don't know if you want to start off Councilman Lindsey and let us know about your concerns.

Councilman Lindsey: Well, it was in the paper maybe a week or two ago and I read the article. It was kind of disturbing because it kind of shows the struggles that this organization's up against and I know the kind of work they do and I know Kendall and everybody, how hard they work and how dedicated they are. So I, Todd, and Carrie and they were both kind enough to give me these numbers because I wanted to compare what we do as a city and they do as just an organization that doesn't get any money from us. I was amazed when I talked to Kendall that the City and the County don't support them in any way, shape, or form and you know they do a great service to this community. I know everybody is an animal lover and I just wanted to show...the reason I got these numbers together is to show the impact that if we let this organization go under, and that we should support them. We should support them more than what we are probably going to do tonight but we can progress as time goes on and we show that we are there for them. If you look at these numbers, and then hopefully Kendall's got a few for us, and you compare the two, you'll see the impact that would be on this city if they fail as an organization so that's basically what I'm doing. I think it's a good thing to do and think that we should step up.

President Robinson: Kendall, where do you get your funding from?

Kendall Paul: Kendall Paul. I'm the Executive Director of Vanderburgh Humane Society and we are a 501C3 non-profit organization so our funding comes from the generosity of our citizens in our community through donations. We also do take in some service fees that are reimbursed, so if we adopt out an animal we may get some money back off of that or we may, through our low-cost spay and neuter clinic, also get some funding off of the services we are providing to the community. We do also have the opportunity of writing some grants, which we do take advantage of, but the majority of the grants that are available do not fund operational expenses or help you with overhead. They are very specific project driven and so when we have the opportunity to do a grant, it's really taking on even more work that maybe in a year when you don't have that grant money, you are not going to be able to fund beyond that. So that's where our funding comes from.

We do not receive any funding from a greater organization. A lot of people have an assumption that the Humane Society is a chapter of a national organization; much like the Red Cross might be a chapter of the national Red Cross. Humane Societies are not like that so we do not get funding from a national organization, the Humane Society of the United States through the American Humane Association. Those are completely separate organizations. We are a private, non-profit organization operating in Vanderburgh County, the City of Evansville, and so the predominate money we are taking in is from local residents, our citizens here.

We also do not get funding from, say, the United Way or agencies such as that as well.

President Robinson: I know my office is down the street from your facility. Do you have a work-release program?

Kendall Paul: We do cooperate with Community Service. We are in an agency that does take community service hours so when the courts do have court-appointed community service, our

organization is some place that you can come and you can complete your community service hours. We'll take some of those individuals...they need to get 25, 50 hours for community service and we'll match those with some of staff members and they will, you know, clean kennels for the day.

President Robinson: Are they the ones I see walking the dogs too or what?

Kendall Paul: No, those are our staff. We have staff at the VHS as well as our volunteers.

President Robinson: Councilman Lindsey, what did you, I mean, what did you want us to do tonight?

Councilman Lindsey: Well, I'd like to give them some money if we can. I mean, that's my goal. I mean because money cures a lot of things.

President Robinson: What kind of (Inaudible)

Councilman Weaver: Al, how much money are you talking?

Councilman Lindsey: I think we're...John, did we talk about...didn't you talk to Russ or someone maybe about starting out like five grand or something. Just something to jump-start. I mean, we are not talking about a massive amount of money but I think, hopefully, we can build from that. They'll take whatever. I'd like to go 10, 20 personally, but I mean, we can build from that.

President Robinson: What fund was this coming out of, Russ? I mean...

Councilman Lindsey: Well there's also another deal too that Kendall brought up to me. The City charges them for getting rid of the bodies or something because they still have to euthanize.

Kendall Paul: Right. Just so you know...a kind of comparison number-wise, you know the Evansville Animal Care and Control takes in about 4500 a year. The Vanderburgh Humane Society takes in over 3000 animals a year. So we are...while we are not equal as far as the number of animals, we are taking in a large number in our community. This year we took in just under 500 animals that were strays that could have gone easily to the Animal Control facility. We did have to shut down our in-take department in September and I think, certainly, Animal Control would be able to give you the numbers but from talking with their departments, their numbers have jumped. You know when we stop taking in animals at our facility, the numbers at their facility go up.

President Robinson: Where do you get your animals from? I mean you can call Animal Control if you see a stray animal. Where do you get your animals from?

Kendall Paul: We take...well about 500...499 were strays that individuals who found a stray animal brought into us and then we notify the Evansville Animal Care and Control Center facility that we have that animal and ask them if, you know, we have the available space, can we keep it here. We send a report so that they know that we have that animal if someone comes into their facility and is looking for that. We try to collaborate and coordinate on what animals each of us have. Then the lion's share of the animals that are coming into our facility are owner-

surrendered animals, predominately-unwanted litters of puppies and kittens. Because we have a huge overpopulation problem in our community with dogs and cats, there are so many puppies and kittens being born and they are being brought into our facility; they're coming into the Evansville Animal Care and Control facility as well. So that's where the majority of animals are coming from. A lot of them are owner-surrendered animals for whatever reason. They choose not to keep that animal anymore, they can't find a home for it, someone passed away in the family and they can't keep this animal so then they bring that animal into us.

We do also, just so that you know, a couple other things that do benefit, we believe, what we are doing in the City, is we did in July, 2007, open this community's low-cost Spay and Neuter Clinic. We feel very strongly that adoption is not the only answer to ending the overpopulation problem. We feel like we are attacking it three ways: education, adoption and most importantly, spay and neuter. So the low-cost Spay and Neuter Clinic that we opened in July of 2007 just, just under 30,000 animals have been spayed and neutered at that facility to date, which we feel like is a tremendous accomplishment. The more animals we get fixed in our community, the fewer puppies and kittens there will be, the fewer animals that will be turned into the Animal Control facility, the fewer animals that will be turned into us. So that is a service that we are providing and we also do accept the Evansville Animal Care and Control vouchers at full value. When they adopt out an animal, someone pays a purchase price for that animal; their adoption fee for that animal. A portion of that, \$40.00 for dogs is attributed to the spay or neuter fee. They get a voucher at that time. When they need to have that done, they can take it to any veterinarian in town. They can bring it to the clinic as well. If they choose to come to our facility, we honor that at full value; we are not asking them to pay additional because we feel like most of the time if they are asked to pay more on top of that \$40.00 voucher that they have, they are not going to get it done and vouchers truly don't work well anyway. But, we are taking in those animals whereas we would ask the general public at our Spay and Neuter Clinic, for a dog, to pay \$60.00 to \$70.00, we are charging the City \$40.00, which that adopter is paying.

When we do have to euthanize, because our facility, just like the Evansville Animal Care and Control facility, is an open admission shelter, which means we are not turning animals away, we are not hand-picking what we feel is adoptable. We are taking the animal as they come in to us so we do have to euthanize. When we do euthanize...we didn't use to but now we do have a disposal fee because we do utilize the City's incinerator and so we do actually transport the bodies to the Animal Control facility (*Inaudible*) incineration. That charge, last year...

President Robinson: Was it \$5,290.00?

Kendall Paul: Yeah, 'I had just over...it's between four and five thousand dollars a year typically is what we'll pay in disposal fees. We have certainly talked with Evansville Animal Care and Control about this and we are discussing this as well and we look forward to continued work with their organization on this. That's something that could also be a benefit is if we didn't have to pay that...

President Robinson: Maybe someone can correct me, but we just don't have the authority just to give them money. I mean the Administration; tonight you've brought this to the attention of the Administration. Unless we are going to take up a collection among ourselves...

Kendall Paul: Which is fine; I'm okay. I will let you know that we are a four-star charity and we do audit our books so I can show you our financial statements.

President Robinson: (Inaudible) money for us to get a tax-deductible...

Councilman O'Daniel: (Inaudible)

President Robinson: Yeah, and that has to go through the...

Councilman Friend: Well, I guess the issue if we would not do the fee, charge the fee, I think we've got veterinarians and other agencies out there that do pay but they normally are a forprofit. Normally most of those vets, the last time I checked, are for-profit corporations

Councilman O'Daniel: (Inaudible) I mean if we are going to do something like that, it would have to be across the board.

Kendall Paul: But those agencies aren't taking in animals. They are performing a service by their own business. We are actually taking in...

Councilman O'Daniel: (Inaudible)

Kendall Paul: Right, for private citizens. They are not euthanizing homeless animals that they took off the street. They are euthanizing animals for private people.

President Robinson: Connor, I see that differently if we waive the fee for a not-for-profit versus somebody that's a private business.

Councilwoman Mosby: Kendall, are you in-taking animals now?

Kendall Paul: We have...well even during our closing period, we still took in 150 animals just that were coming in to us. We even recently took 31 more animals from Animal Control. Because we were able to care for them, we went there and took 31 animals from Animal Control. We have started to try to take some by appointment to bring them in because we really want...we don't want to force the animals over to the Evansville Animal Care and Control facility or other agencies, but it is a slow process.

We are down about \$65,000 this year and you know, we are concerned about the long-term future of the organization so we have to look for ways. Our Board of Directors, internally, we are looking at ways that we can involve community leaders to help us, you know, even secure more donations and things. But we wanted to make the City Council aware, certainly as a granting process. If there's (*Inaudible*) for us to apply for a grant where we could bring some money in, but something to help our organization continue so that it's not putting even more pressure on a City department.

Councilwoman Brinkerhoff-Riley: I wanted to make a point. I looked at...I spoke with Animal Control via email earlier today and they euthanize at the rate of about 54%. You appear to euthanize at a much lower rate...under 40% approximately?

Kendall Paul: No, we...it depends on which animal you're talking about.

Councilwoman Brinkerhoff-Riley: I know it varies between dogs and cats.

Kendall Paul: Right. We have about a 70% adoption rate on dogs. We have about a 55% adoption rate on cats.

Councilwoman Brinkerhoff-Riley: But overall, just looking at the animals you took in in 2012...the ones that went to shelters versus the ones that were euthanized versus the ones that were adopted, it looked like it was a little under 40%. And so I think it's incredibly important...the agency, because they are more successful at adoption, you know, where there is less animals that are being euthanized through your program, and I think it's critical if we can suspend the fee...

Councilman O'Daniel: But that's their mission. I mean it's a little different than what Animal Control is, it is their mission to adopt and keep these...

Councilwoman Brinkerhoff-Riley: Animal Control also adopts (out) animals. Well it's a big part of Animal Control as well, I mean, I adopted a dog through Animal Control.

Councilman O'Daniel: It's a part of it but it's not the mission of. I think that's the difference here.

Kendall Paul: We try to collaborate.

Councilman Weaver: So it sounds like they work closely with Animal Control.

Kendall Paul: Absolutely and we try to collaborate and coordinate on as many possibilities...we had, in 2011, I think there were about 49-50 animals that were specifically requested that Animal Control bring to us. They are small animals; animals that they don't deal with on a regular bases. We take and assume all the expenses, you know, for those. So we try to cooperate anytime we can with that agency, and yes, it is our mission for our agency. If we are not here any longer, then it's all going to be put on Animal Control.

President Robinson: Let Councilman Weaver speak. (Many people speaking at once)

Councilman Weaver: If we are going to be giving them money... I don't know, if you work closely with them and we are thinking about them maybe we should merge both organizations.

President Robinson: What's your operating budget?

Kendall Paul: We have an operating budget of 1.3 million dollars a year...

President Robinson: That's more than Animal Control.

Kendall Paul:...but please keep in mind that that is also a fully staffed, functioning spay and neuter clinic so I have surgeons on staff that are spaying and neutering animals. That is something that Animal Control is not doing, so we do have more staff than they do based on the different departments that we offer.

Councilman O'Daniel: It's \$400,000 though. I mean the budget for Animal Control is about \$900,000; you throw in the capital...

Kendall Paul: I wish you'd give them a million more.

Councilman O'Daniel: I'm just saying, when we start looking at expenses, you're handling about a third less of the animals and your budget's half as much more.

Kendall Paul: But I'm also running a full spay and neuter clinic that has spayed and neutered 30,000 animals. I'm running a fully functioning clinic. They are not doing that. It's not comparing completely apples...

President Robinson: (Inaudible)

Kendall Paul: I do, yes.

Councilman O'Daniel: And people pay for that, don't they? It's part of the fee.

Kendall Paul: We do charge a fee, a very low fee that barely covers our cost. Animal Control, actually, we lose money on every animal we do for Animal Control.

Councilman O'Daniel: So, you're covering your cost of the surgeon and the spay and neutering so it's really a net zero.

President Robinson: Have you thought about increasing the cost to spay?

Kendall Paul: We are not going to do that to the public because the public is not going to...all we do if we continue to increase the spay and neuter cost to the public is we take it up more and take it away from the people that can't afford it at all. There may be still people who will come in and do it but it's not hitting the target that we need to, to reduce the overpopulation problem in our community. We need to able to offer this service to people in this community who can't afford it at all.

President Robinson: (Inaudible)

Kendall Paul: And there are some of those things. Yes, there are some programs. We do offer free services to many people, you know, based on whether or not they can afford it; based on, you know, there are state programs that they can apply to if they want to have their animal fixed.

Councilman O'Daniel: Isn't what you're asking is...I mean, I'm not saying you're here for a handout, okay, but you're asking us, as a Council, to give you all money...this is the publics' money. I mean, somehow, someway the public is paying for this shortfall that you have. And to say, you know, without a doubt, we are not going to increase these fees when that could, you know, make up some of the shortfall, that's shortsighted.

Kendall Paul: No, no. You are completely missing what the mission of the organization is. My business...it is not my place to come and get your business, as a spay and neuter. If you have an animal, you are capable, I believe, of paying a private doctor to perform that surgery and have that done, just like if you have children, you make sure that you have a private doctor for those children. We have an enormous population in our community that if they have a child and they need medical attention and they need something for that animal, or that child, they are

taking it to a MEC center and emergency care center. So raising the fees on those individuals is not going to do any good. It may, you know, it may...

Councilman O'Daniel: You said you give free services sometime.

Kendall Paul: We do have some free programs, yes, that we tried to get funded through grants.

Councilman O'Daniel: So that would be sliding scale type situation.

Kendall Paul: We don't have a specific sliding scale for the Spay and Neuter Clinic. There are times that we are able to offer free services based on the situation, if we have funding from a sponsor or a donor who is willing to underwrite the cost of that particular service.

President Robinson: How many full-time employees do you have?

Kendall Paul: I currently have, full-time employees, I have 19 full-time employees.

Councilman Weaver: Is there an ordinance that says that we must spay and neuter animals?

Kendall Paul: There is not.

Councilman Weaver: There is not even...

Councilman O'Daniel: Is that a requirement of adopting a pet?

Kendall Paul: At our organization, you do not get to take home an animal until it is already spayed or neutered. At the other agencies in town, they may require...they may have a voucher that they'll give you, but, that isn't something that is done prior to that animal going home.

Councilman Friend: That may (Inaudible) an ordinance.

President Robinson: Say what?

Councilman Friend: May be.

Councilman Weaver: Sounds like we need an ordinance to enforce this.

Councilwoman Mosby: I travel a lot of cities every single day and a lot of them do have this type of ordinance and it has tremendously helped control this type of problem that we are facing.

President Robinson: So, to force a person to have their animal spayed or neutered, huh? What if I want my dog to reproduce?

Councilman O'Daniel: If adopted, right?

Councilwoman Mosby: For adoption.

Councilman O'Daniel: If it's brought into one of the facilities, right?

Councilwoman Mosby: Any type of adoption. I mean they are making them be spayed or neutered and there is a follow-up procedure to make sure it's taken care of.

Kendall Paul: Well, in many places...in some places there are actual spay and neuter ordinances that require someone who is not registered as a licensed breeder to make sure that their animals are spayed or neutered to make sure that they are not adding to overpopulation problem in the community. At the very basic level, it would be wonderful to have an ordinance that required all animal welfare agencies operating in our city and our county be required to have an animal spayed or neutered before leaving their hands. That way it would prevent any accidents, it would prevent anything...we get animals all the time that are adopted from other facilities and when they came back into us, they have never had that animal spayed or neutered. They ha

President Robinson: I think, and correct me if I'm wrong anyone, but it's really not...you brought this to our attention and by being here tonight, you have the City Controller here and you have the Chief of Staff. It's been brought to their attention and if they are willing to do anything...we don't have the authority to do anything except the budget in 2014. Is that correct? In 2014.

Kendall Paul: And I just...I wanted you all to know that there is an issue and if there is a granting procedure or process that we can take advantage of, then now you know a little bit about it and that's something that, as you've given to other non-profit agencies, that we may be something that is also considered because we do have a direct impact on an agency, on a City department.

President Robinson: Okay

Councilman Friend: We can make a non-binding resolution but that is about as far as we can go with it.

Councilman Lindsey: Can we waive the fees, as a Council?

President Robinson: What's a non-binding resolution going to do?

Councilman Friend: It doesn't do anything. It just says we are on-board with it.

President Robinson: But we can't even...we can't decide if we are going to waive the fee. Mr. Robertson. Let him come up in here...

Kendall Paul: Right. Absolutely.

President Robinson: Yeah, let Animal Control.

City Controller Lloyd: Just to give you some quick information...we have budgeted \$42,000 in fees for 2012 for Animal Control and the operating budget, \$817,000. So I would say, instead of trying to waive a fee, I'd say we need to raise a fee. That would just be my comment.

Todd Robertson: Last week this came to our attention. After last week, since the week time and prior to, been in conversation with the mayor and the mayor has agreed to waive the disposal fees until the end of the year and we'll start a conversation with VHS.

President Robinson: Okay, well thank you.

Applause

President Robinson: Okay, thanks a lot.

Kendall Paul: Thank you.

Councilman O'Daniel: Let...I need to, Mr. Robertson, if the mayor agrees to waive it with respect to one organization, doesn't he have to do it with respect to everybody through the end of the year? Doesn't that have to be equal?

Todd Robertson: For the 501C3 status, we do have folks who come and bring theirs from the 501C3 and we did establish that. For those that are for-profit, they actually charge, most entity's charge, and I won't say all of them because there may be some exceptions, but most of them charge a disposal fee and make money because they bring them to us...or we pick them up and then we dispose of them for \$5.00.

Councilman O'Daniel: Well I suspect if they are already charging it, then it's passed on. That's one thing.

President Robinson: So for those that are...

Councilman O'Daniel: For those that don't charge?

Todd Robertson: For those that may not charge, then that's another conversation piece that we could go with but most of the ones are for-profit. We were only looking at those who are like kind, which is 501C3 status, to waive their disposal fees.

Councilman O'Daniel: Has that been passed through to legal to see whether or not they think that's not arbitrary and capricious?

Todd Robertson: Well we just had that conversation and we can raise that up with legal and see.

Councilman O'Daniel: Okay

Kendall Paul: Please just let me say thank you for hearing me tonight. I appreciate it and certainly, we would be more than interested in working with the City, working with Evansville Animal Care and Control or the formation of an ordinance. If we want to do something like that, we are always looking for ways that we can collaborate. We are trying not to duplicate services in town but we're trying to add to the services that are already being done. I would certainly encourage any one of you to stop by Evansville Animal Care and Control and walk through. I encourage you to come by the Vanderburgh Humane Society and spend some time, you can

maybe see firsthand the kind of situations that we are dealing with on a daily basis, and it might tug at your heartstrings a little bit.

President Robinson: You might want to thank Councilman Lindsey for bringing this to our attention.

Kendall Paul: Thank you.

Councilman Lindsey: You are welcome.

Councilman O'Daniel: Could I ask...Russ, is that going...I mean it may not be a whole lot of money, a couple thousand dollars maybe by the end of the year. Are we going to have to move money in the budget now?

City Controller Lloyd: We will just have to see what the impact is and I did...I forgot to mention, and Councilman Friend had brought this to my attention, but we provided the grant application that we have for the Local Income Tax Grants that was to go to the Vanderburgh Humane Society so they could fill out that application for next year.

Councilman O'Daniel: Very good. Thank you.

President Robinson: Okay, thanks. What we don't have on the agenda, we have one last item. We have Homes of Evansville. I think DMD wants to give us a presentation of the Homes of Evansville.

Phil Hooper: Thank you. This is an important project, thank you Council, that has raised a lot of questions and that's good. Projects that are big, make a big impact, and have a lot going on, you know, get many questions.

Kelley, our Community Development Program Manager, is handing out a timeline and some information. This project goes back to late 2009 when the Weinzapfel Administration and former DMD leadership, were approached by the NRP Group interested in a tax credit application for Evansville. They were encouraged to consider a single-family, new construction development of a scattered site approach.

The NRP group, a little bit about the NRP Group, they are the nations' leading, if not the biggest, the second biggest, for-profit long-term housing developer, similar to Pioneer Development, who is a for-profit developer that engages in projects that utilize low-income tax credits or historic tax credits or both as a financial mechanism. The NRP Group, based out of Cleveland, is arguably the most successful entity in the country doing that so it was certainly of interest when they took an interest.

The City and the Brownfields Corporation agreed to provide 40 buildable lots. Building permit fees were (*Inaudible*) waived, etc. and they did apply for Home Dollars. In 2009, the NRP Group as referred to HOPE of Evansville and the Memorial Development Corporation as potential partners, and then in early 2010, HOPE was approached by the NRP Group to be a potential partner for the tax credit application. The City did endorse the application as we recently endorsed the Cedar Trace Development. Interestingly, Bob Jones was formerly based in Cleveland and also gave the NRP Group an enthusiastic endorsement.

In 2010, the application for tax credits was submitted. In February of '11 it was awarded and in June of '11 a public meeting was hosted by HOPE and the NRP Group at the Central Library to announce the project and to talk about...I apologize, that's another meeting. In October of '11, the HOME grants were set up and the commitment for sidewalks was set up. It was in November a public meeting in 2011, where sub-contractor opportunities were discussed with local businesses and contractors. The project went into full steam in June of this year. Closing for the land and (Inaudible) process for the parcels and construction officially began. The NRP Group began accepting applications in September of this year and November or December is the anticipated completion, occupancy of the first units, and final completion anticipated for March or April of next year.

There have been a number of questions throughout the process that I was indirectly involved in this year, which was finalizing the implementation of this project regarding the contractor selection and contractor suppliers. We've given you a list, I believe, of the HOMES of Evansville Contractor Supplier list. This actually has improved since we made these very rough pie charts but I would look through the charts to kind of compare this project to other projects. At first, you see the Evansville Arena project. Based on the contracts that were bid out, the Arena contract had 27 Evansville contractors, one contractor from an adjacent county, nine from outside the adjacent counties but inside the state, and 14 from out of state. Did you see that? The next page is a bar graph. Very approximate, okay, this is not a financial account of the Arena. Very rough numbers just to show all public investment and no other investment; 100% public project.

The HOMES of Evansville project you see...the next one in the orange...substantially similar to the contractor layout of the Arena project. Ten contractors from Evansville, again this has improved. This is (*Inaudible*) as of October 22nd. Five from adjacent counties; three from inside the state (but) outside the adjacent counties; and three from out of state.

The next page is public investment to private investment. This factors in the value of the land that was transferred and you've got just over \$300,000 in public investment to well over \$9,000,000 in private investment.

The next one is a little more similar; a little more apples to apples. You know we're (Inaudible) tax credit, scattered site project to the Arena but certainly a high-profile project. This is Cedar Trace, the last place for which we have accurate information. Substantially similar...28 contractors in Evansville; similar piece of the pie; less in adjacent counties; 17 contractors from outside adjacent counties but throughout the state; six from out-of-state, and then we couldn't actually get addresses of five. But as you see, it's substantially similar.

And then here's an interesting one comparing the public/private investment of the Cedar Trace versus the HOMES of Evansville, so you see, this is really...you know we talked about the largest construction project in Evansville's history, I do believe, and there are not great records for this, this is looking at...you're looking at the most highly leveraged community development project in the City's history. I can't fathom another project where we were in for \$300,000 and received over \$9,000,000 of private investment. That's a great deal and we are like a 2% owner of this company. It's a good deal, and you see the Cedar Trace, over a million leveraged, 308 million. That's the value of their tax abatement and any other home dollars they would receive.

So the Homes of Evansville parcels didn't request a tax abatement. They are immediately going to be generating revenue on 40 parcels. And this is, again...that was the most apples to apples comparison. We picked two random single-family rehabs to look at their contractor selection: 1702 Elliot: Four Evansville sub-contractors; 16 from adjacent counties; one from with-in the state; none from out-of-state. And to be real simple, all public investment. The next one, 1107 Adams: Five from Evansville, a big piece of the pie, the biggest piece of pie of all the pies you're looking at; one from an adjacent county; and two from sub-contractors from out-of-state.

So what I hope to make clear is the comparison of this project to other community development projects, the level of investment leveraged and the location of the sub-contractors being right on par, substantially compliant with the other projects.

And then, we have a map of the sites impacted by this project. It has a big impact, as I said. Any time you're going to construct 40 homes at the same time in an urban neighborhood, it's going to be a little different for the neighborhood; a lot of dust, a lot of concerns. They you have contractors who...it's different than building a new home in an empty cornfield. You, know, the construction site is left not ideal. No one's living out there. You've got people watching this project...a lot of questions, there have been a lot of questions, a lot of concerns so that is why I am before you today.

And then lastly, just a couple of pictures of the homes using the same design guidelines as the rest of our homes which were recently...this year at a state-wide community development training, heralding in Indianapolis as one the best standards for home construction in the county. (Inaudible) they said literally, they said you need to go down to Evansville and check out their housing standards down there.

So we've got a large print-out of what the home would look like when completed and we had a couple of contractors here from the project...they left for some other reasons, family reasons but Tom Coe, our non-profit development partner is here. If you have any questions, I am happy to answer them. I am happy to have Tom join me; we are excited to clarify this project for you.

President Robinson: (Microphone Off) I get complaints from people in neighborhoods (Inaudible). They come home and they (Inaudible). And I think some of the contractors have not been sensitive (Inaudible), courtesy. I had one call from (Inaudible). She came home and found out they've been using her water (Inaudible). And then I went to (Inaudible) about the alley and she called me the other day and said another truck was down there. That truck was going down the alley, messing up the alley... And I had a person to called me that applied for...filled out an application and he said that the person who took their application wasn't very nice or accommodating. Where is the individual that's taking applications from? Is she from Evansville or...?

Phil Hooper: The individual taking applications...I'm not sure where she was born. She most recently lived in Owensboro, KY but worked in property management for tax credit developments (and she is) very familiar with what she is expected to do on a full site...

President Robinson: Did you try anybody from Evansville for that job.

Phil Hooper: I didn't interview for that position and I don't know whom they did but she is a nice addition to Evansville. We got somebody to move from Owensboro; that's good.

President Robinson: (Inaudible)

Phil Hooper: I was not involved in the hiring.

Inaudibly language – unidentifiable speaker

President Robinson: I'm talking. You've been talking all night.

President Robinson: (Inaudible) ... yeah but I'm saying we have people that are also looking for jobs, I mean... (Inaudible).

Phil Hooper: I am not aware of their hiring policies. I am not aware of Memorial's hiring policies. I am not aware of Pioneer's hiring policies. I've compiled information for you. I am happy to try to compile the hiring policies of these tax credit developers for you to compare. I would be more than happy to do that if you'd like me to do that.

Don't hesitate to email me. The question about construction is not the only concern we've had. I will forward those on to Tom Coe and the construction staff to address them. I know Kelley and I have visited the alley and house where there is a foundation in question. So if you have specific questions, don't hesitate to let me know. We will get them in the hands of Tom and the construction team there and we'll take care of it.

President Robinson: Mr. Wheeler. He has a question.

Stan Wheeler: Phil, I still have a question for you on these 40 houses. I know Reverend Brooks has done some houses, built a couple of houses down on Adams. They've sat there now for about a year and I know he's selling them I've heard, they are on a lease deal.

Phil Hooper: That's correct.

Stan Wheeler: And you are having 40 of them built. How many...are people lining up to get in these houses now?

Phil Hooper: I think they had a waiting list of 10 - 15 on the first day and they don't anticipate any problems in keeping these full.

Stan Wheeler: Okay, because I know...and Reverend Brooks has also done some revamping of houses in the 1100 block of Adams and I know there is one done. It's sitting empty. I know we've got two others on Adams and one down on Fares and, I mean, it's a good thing that he's doing, but I guess needs to look at something different. If this process is working, those two houses that he's got there, brand new, sitting empty for year, you know, they are going to rot. I just was curious how these were leasing out and doing well.

Phil Hooper: We just signed two more purchase agreements for some of the new homes that have been built in the last couple of years and we are aggressively working to market those. A different opportunity on the for-purchase here versus this...their income qualifications are the same as Habitat. There's a 60% AMI max on the median income. They are going to be in that

house for about the same as in working with Habitat. In this case, they get a credit every year they rent, etc. A little more clarity. Did I leave anything out Kelley?

Kelley Coures: What I was going to say is that since I started in August, one of the things I've focused on...

President Robinson: Kelley, would you come to the microphone please.

Kelley Coures: Sure. Since I started in August, one of the things I've focused on is the marketing of the homes that have been built and we just signed...the HOPE of Evansville just signed an agreement with Kevin Axsom, who is a very close friend of mine, with F.C. Tucker Realty to really jump-start the marketing of these homes, to get the market going on these properties.

President Robinson: Now are we looking at any lease agreements or are we just trying to sell...

Kelley Coures: No, we are looking at every opportunity that comes along. Stephanie Tenbarge just sent me a copy of a 36-month lease-to-purchase agreement that she had written for two of her properties that I forwarded to all the agencies that they can use.

President Robinson: Okay, thank you.

(Inaudibly language – unidentifiable speaker)

President Robinson: Yeah, I've always had a problem with that.

Councilman O'Daniel: How do you come up with the (Inaudible) numbers...

Phil Hooper: Which numbers?

Councilman O'Daniel: (Microphone off) Well this...(Inaudible) ... five-year lease ... (Inaudible) ... would be a one-year lease, but if you are drinking and driving, you don't have to wait at all. (Inaudible) ... I guess... of course, I understand...(Inaudible) ... those sorts of things...

Phil Hooper: Understood. Those are the private developers' policies. They are spelled out pretty clearly for you. I think there was some concern in this that it was not equitable in comparison with other tax credit deals. And other tax credit deals have, in some ways, have more restrictive requirements than these for not accepting felons. With some, no exceptions are made. Some will consider but there is not the clarity. That is just the clarity of their policy. I'd be happy to ask them or maybe Tom knows the detail, the research, and the data behind their policy for spelling out the clarity there.

Councilman O'Daniel: (Microphone off) If somebody did the drinking and driving, a pretty serious thing as opposed to (Inaudible)... I mean I guess I don't follow that part.

Phil Hooper: I think this is a felony policy that is...

President Robinson: (Microphone off) No, I mean I don't think that this policy is a good policy

(Inaudible)

Phil Hooper: Yeah, this is NRP's policy.

President Robinson: Dr. Adams and Councilwoman Mosby...we are all concerned about that...those policies... (Inaudible)

Phil Hooper: These policies are not as far off as the existing policies in place at Cedar Trace and other tax credit developments in town.

President Robinson: Wait a minute, if a person has paid their dues to society, and they committed a crime and served their time, do we penalize them for life? (*Inaudible*)...in some state that if you have a felony, you're not allowed to vote. I mean why...(*Inaudible*)...to prison if (*Inaudible*) you don't have any life?

Tom Coe: I think that is a valid point Connie and I can't really give you a good answer on that. I know that these organizations manage thousands of units of property across the United States.

President Robinson: This is their first management in Evansville. Well maybe we can change the trend.

Tom Coe: But also, if you look at your sheet, this is the most flexible of the tax credit projects in Evansville. Memorial does not allow exceptions except if they think its (*Inaudible*) and they have never....

Councilman O'Daniel: For felonies.

Tom Coe: I'm sorry?

Councilman O'Daniel: For felonies.

Tom Coe: For felonies, that is correct.

Councilman O'Daniel: But not for other convictions. (Inaudible)

Tom Coe: Yeah, I don't...we didn't go into anything past felonies. I don't know what the policies on other things...I know that...

Councilman O'Daniel: (Inaudible)

Tom Coe: I know that...

Councilman O'Daniel: (Inaudible)

Tom Coe: Yeah, well we don't have their full set of policies. We just had the issue that said...we asked about felonies and I talked to them directly. Cedar Trace and Jacobsville Apartments, which again, this Council has supported fully with tax abatements and other things, has no exceptions.

President Robinson: I guess what I find disturbing is that if you have a felony, where can you live? If you work at McDonalds, your income is limited and you have a felony, where can you live?

Tom Coe: I think it's a valid question. I really do...

President Robinson: You know somebody needs to care about some of these people. Where do they live?

Tom Coe: I agree. I agree with that. You know you've got a program where you've got counseling involved in it, rehabilitation and those kinds of services, I think that makes a lot of sense. That's unfortunately not the case in this particular situation and I think we are also very concerned about the neighbors and the residents who are in that neighborhood already. I mean we've put people in there that aren't good neighbors, that don't take care of the property, that deal drugs (Inaudible)...

President Robinson: Because if you've committed a crime once, that makes you not a good neighbor.

Tom Coe: No, I think that's the only history you've got to go on. I think past records follow people around and that's what we look at.

Councilman O'Daniel: (Inaudible)... I mean look, there are good people that (Inaudible)...

Tom Coe: Absolutely. I totally agree with that.

Councilman O'Daniel: (Inaudible) they've paid their debt and they (Inaudible) to completely reform their lives but they still have something that's on their records that now they are prevented from trying to move forward.

Tom Coe: I don't disagree with that. I'm just saying that these property managers are being consistent with every other property project.

Councilman O'Daniel: (Inaudible) with these property managers (Inaudible) you know what (Inaudible) doesn't always work in Evansville. We want you to relax your policies in consideration of getting this project.

Councilman Adams: (Inaudible) across the board with this project, I think we're okay with that. Let's go across the board for everyone.

Phil Hooper: We would... I think one answer to that... I think one answer to your question...

President Robinson: Well I don't have a problem going across the board for everybody and before I fund anymore...before I vote on anymore projects like this, I'm going to make sure that we are fair to all individuals because how do they ever get a second chance in life.

Phil Hooper: Ex-offender entry is an important topic. I think part of the answer to your question is to have more invested in the project and just to make sure to look at the other policies...

President Robinson: They couldn't have done this project with us giving...without the property and giving a HOME partnership out. The City had to buy into the property for them to even get the tax credit. So you're saying invest more?

Phil Hooper: What I'm suggesting is, based on the comparison of other projects; this is the highest leveraged project in our community development history here. It's the project from which we have the least amount of footing to change their policies on a project where we are in a third. We've got a better leverage point to negotiate on that and I think from what we've shown you, their selection policy is clearer and less restrictive than others that we have supported with tax abatements. This project didn't request a tax abatement so...

President Robinson: Didn't we give them 40 lots?

Phil Hooper: We gave them over \$300,000 and leveraged over \$9,000,000. We have never leveraged like that in our history.

Councilman O'Daniel: (Inaudible) I mean that's the only way to look into it. If anybody ever looked at this and said, "You know what? I think you're wrong with these restrictions".

President Robinson: We did, we did...

Phil Hooper: My understanding is...

President Robinson: We...we did, we did and we even took some of the funding away originally. What they want...yeah, and Dr. Adams...

Phil Hooper: My understanding is yes, that conversation was had and was pretty clear at the time, correct me if I'm wrong, that the NRP Group and the City Council didn't...

Councilman O'Daniel: (Inaudible), did it not?

Phil Hooper: There are a number of ways over the last year, and this is a non-exaggeration, where the deal almost fell apart.

President Robinson: No, I don't think that.

Phil Hooper: We almost lost the deal through just the title transfer process. Therefore, there are a number of reasons why this deal could have fallen apart.

I hope this provided some clarity. Do not hesitate to send any questions specifically and we look forward to touching base with you again with the project opens.

Councilman O'Daniel: I just hope, whether it be you, the Administration, whatever it is, a (Inaudible) for agreement. That we don't lose sight of...there are real people that are affected by your decision or your decision not to bring it up. And you know, from what I understand, there

are (Inaudible) out there are restrictions... (Inaudible) As a public figure, I think we include everybody, even those that are less fortunate in our society. (Inaudible) you to do is to be more voice for those that really don't have one.

Councilwoman Brinkerhoff-Riley: Don't we have a housing code in Evansville that prohibits discrimination? I mean, do we have anything?

Councilman O'Daniel: (Inaudible)

Councilwoman Brinkerhoff-Riley: Well I mean but could they be is the point.

Phil Hooper: Well it depends upon what type of felony. You certainly have other types of felons that are different...different scenario.

These points are great. This is a very important conversation for comprehensive community development. Supported services housing where multi-family buildings or facilities like this are paired with on-site case manager services are very important and absolutely, supportive housing is on the radar of the community development industry. Some projects aren't designed for that but absolutely looking at ex-offender re-entry and supportive house is something that we need to be on the...

President Robinson: Tom, let me ask you...

Councilman O'Daniel: Do we even have a program that, you know...

Phil Hooper: I don't directly manage a grant that deals with ex-offender reentry. That is...DMD does not manage a ...

Councilman O'Daniel: (Inaudible)

Phil Hooper: I just want to clarify; we don't manage a program directly that deals with that.

(Inaudibly language - unidentifiable speaker)

President Robinson: But I'm like Councilman O'Daniel, is it too late to make this flexible? I'd like somebody from NRP from Cleveland to come in here, and because I've heard people come to me, people have come to me and said, "Hey, these guidelines. Nobody, you know, can get in". Can they come back and we can redo some...make some of the guidelines not as strict I guess.

Tom Coe: We can certainly ask NRP to come and talk to you, the property management people. I would ask the Council, if you are going to apply this to our project, it needs to be universally applied to all projects. Why is our project being...

President Robinson: Because, you know, you act as though we are picking on you. We are not. I haven't heard anything from any other and no one has complained about any projects. I think Councilwoman Mosby had complaints because of the workers and then I think Councilwoman Riley has had complaints. We've had complaints about this project so we are just doing our diligent duty.

Tom Coe: Then you have had complaints in your area about this project?

Councilwoman Brinkerhoff-Riley: About outside-contractors, contractors out of the City or outside of the state. Most of them, I think, attended a meeting that you had...I thought they had found a way to address that with you.

Tom Coe: Well again, I think the data shows we are pretty much in line with every other project that's happened.

Phil Hooper: One of the differences about this project is that it's in an occupied neighborhood of homes that are...there are a lot of families. This is not taking a vacant industrial lot, (Inaudible) where there are not as many eyes on the project watching it. This is the kind of project where, were I leading a pre-construction meeting for it, I would let the contractor know. This is not building a Jagoe home in a sub-division where there is no one around. You will be watched on this project by the people more than you are used to and I'm not surprised that there are these complaints. Send them to me and we'll look into them.

Councilman O'Daniel: You know what? (Inaudible) and we are just going to pack up our cameras and go home. We've got no leverage, right?

Councilwoman Brinkerhoff-Riley: I think it's... I mean it's a learning experience.

Phil Hooper: The contract is executed, the parcels have transferred, the credits have been awarded and the project is moving forth. And while we will certainly have that conversation with them to see if they can clarify some of the data behind their policy, and what flexibility they have in their policy again...have that conversation again out of respect for the question. We certainly want to communicate the impact of the project and let you know.

If you receive questions about it specifically, don't hesitate to send them to DMD. We'll look into it and make sure that Tom and the construction gets them.

Councilman O'Daniel: Good project, okay. No (Inaudible). It would be nice to make sure it's local (Inaudible), okay. They care a little bit more about our community than (Inaudible) and to make sure that we are fair to everybody. That's what I want.

President Robinson: And I thought they told us initially that they would use workers from, and correct me if I wrong, workers from the neighborhood.

Phil Hooper: They did make an effort at that.

President Robinson: You said they made an effort. Do they...

Phil Hooper: I do not have, I am sorry, but I do not have data on where, within Evansville, the workers are from but I know they did interview folks in the neighborhood...

President Robinson: Now did they have Amish workers come in from out-of-town?

Phil Hooper: There was a framing crew that is no longer on the job that had some Amish workers on the crew. Correct.

But what I want to make clear is I don't want to see the restrictions on leveraged projects like this, or I don't want to see restrictions on community development projects because this project is no different, substantially, from any other project in terms of where the labor comes from. A goal for local is great. Can we track that better? Sure, but do we want to require all subcontractors to come from Evansville? Looking at the projects that I showed you, a requirement would be an overstep in my opinion. But we certainly want to have that conversation and report on it as we have done tonight and continue to do that.

Councilman Weaver: Hey Phillip, Hey, I'm looking over...who chooses who works from them? Does Pioneer? Does Memorial? How does that work?

Phil Hooper: On the community development projects that are 100% funded with federal dollars that come through DMD, the grants are awarded to individual CDCs based on their applications, their requests and our Annual Action Plan. Then the CDCs take that money, work with the purchasing department, the EVSC/City of Evansville combined purchasing department, to publically bid two general contractors. The general contractor is selected by the CDC in cooperation with DMD and the purchasing department for bidding procedures. Then the general contractors select the sub-contractors.

Councilman Weaver: So Pioneer, for example, is 49%, if I'm reading this correctly, came from Evansville. This one by Memorial, only 19% came from Evansville and the other one, 62% for Memorial.

Phil Hooper: Yeah

Tom Coe: I think every intention by most of the general contractors is to use local labor. They only go outside when they can't find the person to fit the bill for one reason or another. Whether its price, experience, their willingness to do it. Apparently, the Evansville labor market is in pretty good shape. A lot of sub-contractors here have as much work as they want, from what I've been told.

Councilwoman Brinkerhoff-Riley: Well it would be nice to get that information in terms of feedback. If local contractors are not being competitive, that's one issue but we are not building nuclear reactors here. We are building houses in the sense that there are obviously competent subcontractors for every aspect of building a home right here in Evansville. But it would be nice to get some feedback. If for some reason...if contractors aren't being competitive in their bids, then that would be something we would like to know.

Tom Coe: And I'm hearing that is the case in some areas, (Inaudible) in some of the trades, not necessarily all of them. We had Cathy Boyd here tonight. She's an electrical contractor. She was here but had to leave. Casey Sellers, a minority contractor is here and getting a lot of work. We've got a lot of local people working on it and that was their intention and that was their hope and that was what they tried to do. They only go outside the area when they have to, enough to fill the bill. That's what I've been told anyway and I'm assuming it is correct.

President Robinson: Any other questions? Any questions from anyone in the audience? (*Inaudible*). Okay, thank you for coming tonight.

Tom Coe: Thank you Council.

President Robinson: Okay, last on the agenda, applications for City Council attorney. Today was the last...was the deadline for the applications. We do have all the applications. This process has become a little more difficult than we thought it would be. Conner is going to run this; I've made him chairman of this committee to find an attorney. What he's going to do is, we are going to get all the resumés to each Councilperson and we'll have numbers because we are going to discuss this publically. Instead of discussing it by individuals' names, we will discuss it by numbers. Is that okay?

Councilman O'Daniel: It is so as not to...well...It's just an idea to try, I mean, if we are able to narrow it down, then perhaps we can discuss individuals but so as not to publically embarrass anybody on any particular issue. We'll do it by numbers. It may end up being fair but I have the feeling these numbers are going to end up being known anyway...

Counsel Hamilton: I was going to say, it's going to be a public record regardless of how you do it.

Councilman O'Daniel: What I was thinking is that everybody will get a copy of the resumés. If there are any particular questions, what I'd like to do is send out sort of a questionnaire type to each of them to have them respond to it and then based on that, have each Council member select two of the list and that way we can narrow it down to two or three people to discuss at a Council meeting to select the new City Attorney.

Councilman Lindsey: How many applicants were there?

Councilman O'Daniel: Seven I believe.

Councilwoman Brinkerhoff-Riley: Seven?

Councilman O'Daniel: Seven or eight.

President Robinson: It's about eight.

Councilman O'Daniel: Seven or eight. It's eight.

President Robinson: Yeah, eight.

Councilman O'Daniel: I'm open to other suggestions.

President Robinson: Any suggestions?

Councilman O'Daniel: I don't think we want to do a public interview.

President Robinson: Councilman Weaver, I think...

Councilman Weaver: Well I mean if we are talking about transparency I think we should be mentioning who we are talking about...who we are talking about, who has applied. You know, what's with this number thing?

President Robinson: Well, I mean, you know... Councilman O'Daniel: It's just a suggestion.

President Robinson:...do you want to be on...I mean, we just thought a suggestion, it was just a suggestion because it's televised and you know, some of these individuals might not even want their employer to know that they are applying for this job. But I mean it's the consensus of the group. If you don't want to do numbers, if you just want to do it by names and discuss it publically...

Councilman O'Daniel: I mean we can always bring in all eight and just start peppering them with questions, give them ten minutes, have a seat, next.

Councilman Weaver: Well I think some of you are so used to grilling people, I don't see what is going to change, you know.

Councilman O'Daniel: I don't really want to do that to one of my colleagues.

Counsel Hamilton: It is a contract, not an employee situation. That's why everything is required to be open door, public record.

Councilwoman Brinkerhoff-Riley: Yeah, even if we assign numbers, the assignment would be a public record.

Counsel Hamilton: Exactly.

Councilman O'Daniel: Okay, fair enough.

Counsel Hamilton: Any motions...

Councilman O'Daniel: It's going to be names then. That's fine.

Counsel Hamilton:...Any motions...you can make motions. In other words, you don't have to invite all eight if you don't want to. You can make motions in an open meeting...I vote to invite...

Councilman O'Daniel: And I do think that's...that's the idea of narrowing the field so we don't have, you know, eight people coming before the Council.

Counsel Hamilton: It can be a two-meeting process where your next meeting you vote to say I would like to invite such-and-such.

President Robinson: Well we've got to have someone to attend the Council meeting in December (Inaudible).

Councilman O'Daniel: So I suspect that what I'd like to do, I mean our next Council meeting is the 26th so between now and then, have everybody have an opportunity to review it. Perhaps we can get a questionnaire out. I don't know if that's something you are hoping to do or not. I'm sure there may be questions to particular candidates that you would like to have answered and then select one or two or even a third. And then we can invite those two or three individuals, maybe not for the 26th, maybe announce it the 26th, to the next meeting in early December.

Counsel Hamilton: Because the responses in that selection process have to be done at your meeting.

President Robinson: Then you want the top three candidates (*Inaudible*). Each City Council member will nominate three people that they want (*Inaudible*) ...

Councilman O'Daniel: And then we'll just take the top two or three. I'm open to this.

President Robinson: Two or three then?

Councilman O'Daniel: Two. Two, three, Missy?

President Robinson: All in favor of two?

Councilman O'Daniel: I think the fewer the better to speak to.

President Robinson: All in favor of three?

Councilman O'Daniel: Three. Okay it's three then. Fine. It's three. That's fine.

Inaudible language. Unidentifiable speaker(s)

Councilwoman Mosby: Okay, so each Council member is going to get to have three picks, correct?

President Robinson: You get three choices.

Councilwoman Mosby: So is that going to be public? So is that going to end up in the newspapers?

Councilman O'Daniel: No.

President Robinson: No.

Councilwoman Mosby: Can I be assured it's not going to end up in the newspapers or...

Counsel Hamilton: I think every action we take has to be open door at a public meeting. This is a contract not a hiring process.

President Robinson: (Inaudible) that Councilwoman Mosby can pick so-and-so and so-and-so.

Councilwoman Mosby: Oh, it will be in "Is it True?" I'm sure.

Counsel Hamilton: You can do that. You can make motions. You know a person can make a motion that I would like to invite...

President Robinson: Why don't we just do like Councilman Friend? He just brought a name to us and everybody (*Inaudible*).

Counsel Hamilton: You can...by motion, you can nominate one person and if all of you accept that person, you can do that. The process has to be at an open meeting.

President Robinson: You said the committee can't decide (Inaudible).

Counsel Hamilton: They can only do it at an open meeting, public process. The reason is it's a contract.

Inaudible language. Unidentifiable speaker(s)

Counsel Hamilton: You can do that. That is one option you can do.

Councilman Weaver: Are we going to do that now?

Councilwoman Mosby: John, are you sure you want to retire?

Inaudible language. Unidentifiable speaker(s)

Councilman O'Daniel: Since we just got these applications (Inaudible) and then on the 26th we can make a motion on who (Inaudible)

President Robinson: (Inaudible)

Councilman O'Daniel: (Inaudible) That way we don't have to go back and forth (Inaudible) our top two or three, whatever it may (Inaudible).

President Robinson: So that would come under (*Inaudible*)

Counsel Hamilton: Have to. You could simply put it on the agenda under miscellaneous.

Councilman Weaver: Summarize what's going to happen again. What are you suggesting?

Councilman O'Daniel: (Inaudible) And so I think from that standpoint, they can respond to the questions, we'll have those... (Inaudible)

Councilman Friend: What if ...

Councilman O'Daniel: (Inaudible)

Councilman Friend: Oh we don't give a damn. We are a body. Whoever we have has to have at least five votes. Whomever we get, it's not going to be like, we're going to limit it down until we get down to that one.

Councilman O'Daniel: (Inaudible) or we can make a motion to invite, you know, two people for consideration, (Inaudible)

Councilman Friend: Okay.

Councilman O'Daniel: (Inaudible) make it political but everybody's going to see what we do.

President Robinson: Everybody's going to see who you vote for.

Inaudible language. Unidentifiable speaker(s)

President Robinson: Okay, is there anything else under miscellaneous?

Okay, committee reports.

COMMITTEE MEETINGS SCHEDULE:

FINANCE COMMITTEE: **CHAIRMAN JOHN FRIEND**

Re: Resolution C-2012-29 A confirming resolution for Tax Phase-in Date: November 26, 2012 for Professional Transportation, Inc. (PTI)

Time: 5:25 p.m. 3700 E. Morgan Avenue

Notify: Shance Sizemore (GAGE)

PUBLIC WORKS COMMITTEE:

CHAIRMAN DAN MCGINN Re: Ordinance G-2012-23 Petition to Vacate a platted way or place

Date: December 10, 2012 (Cring Avenue)

Time: 5:20 p.m.

Notify: Leslie C. Shively

ASD COMMITTEE: CHAIRWOMAN MISSY MOSBY

Nothing scheduled at this time.

ADJOURNMENT

President Robinson: Can I have a motion for adjournment?

Councilwoman Mosby moved and Councilwoman Riley seconded the motion to adjourn.

Voice Vote. So Ordered.

Meeting adjourned at 9:00 p.m.

Laura Brown, City Clerk

Constance Robinson, President

City Council Agenda Evansville, Indiana November 12, 2012 Civic Center, Room 301 5:30 p.m.

SECOND REVISED AGENDA

ROLL CALL

PLEDGE OF ALLEGIANCE

RECOGNITION OF SCHOOLS

READING AND AMENDMENT OF MINUTES

REPORTS AND COMMUNICATIONS

CONSENT AGENDA

FIRST READING OF ORDINANCES OR RESOLUTIONS

ORDINANCE G-2012-23 PUBLIC WORKS

McGINN

An Ordinance to vacate a platted public way or place (Cring Ave.)

RESOLUTION C-2012-29 FINANCE

FRIEND

A Resolution of the Common Council of the City of Evansville Confirming the Declaration of an Economic Revitalization Area for Property Tax Phase-In for the Redevelopment/rehabilitation of Real Property and for the Acquisition and Installation of New Information Technology Equipment (Professional Transportation, Inc., (PTI) 3700 E. Morgan, Evansville, IN

ORDINANCE R-2012-22 TO APC

R-2 to C-4

An Ordinance to Rezone Certain Real Estate in the City of Evansville, State of Indiana, more commonly known as 1301 N. Fares Ave. Evansville, Indiana 47711

Petitioner:

Bob Foster

Owners:

Same

Representative:

Steven L. Bohleber

District:

Stephanie Brinkerhoff-Riley, Ward 3

ORDINANCE R-2012-23 TO APC

C-1 to C-2

An Ordinance to Rezone Certain Real Estate in the City of Evansville, State of Indiana, more commonly known as 4620 Covert Avenue, Evansville, Indiana 47714

Petitioner:

Covert Properties, LLC

Owners:

William T. Bracket

Representative:

Amy E. Steinhart, Attorney-at-Law

District:

Dan McGinn, Ward 1

City Council Agenda Evansville, Indiana November 12, 2012 Civic Center, Room 301 5:30 p.m.

CONSENT AGENDA

SECOND READING OF ZONING ORDINANCES

ORDINANCE R-2012-19 (amended) FROM APC R-1 to C-02 w/U & D Comm.

An Ordinance to Rezone Certain Real Estate in the City of Evansville, State of Indiana, more commonly known as 4000 Washington Ave., Evansville, IN

Petitioner:

David W. Johnson

Owners:

Ralph and Diane Sellers

Representative:

Steven Bohleber

District:

Dan McGinn, Ward 1

This petition comes forward with a recommendation for denial from the Area Plan Commission, having 12 negative votes. (This was prior to the Use and Development Commitment being filed)

A letter was received from Attorney Steven Bohleber requesting to continue this petition until December 10, 2012.

CONSENT AGENDA

SECOND READING OF ORDINANCES OR RESOLUTIONS

ORDINANCE G-2012-21

FINANCE

FRIEND

An Ordinance amending Chapter 2.25 of the Evansville Municipal Code

ORDINANCE G-2012-22

PUBLIC WORKS

M^e GINN

An Ordinance Vacating a part of Bennighof Avenue and a part of Lodge Avenue in the City of Evansville, Indiana

ORDINANCE F-2012-20 amended FINANCE

FRIEND

An Ordinance of the Common Council of the City of Evansville authorizing transfers of appropriations, additional appropriations, repeal, and re-appropriations of funds for various city funds

ORDINANCE F-2012-21

FINANCE

FRIEND

An Ordinance of the Common Council of the City of Evansville authorizing additional appropriations of funds within a city department (DMD)

REGULAR AGENDA

THIRD READING OF ORDINANCES OR RESOLUTIONS

ORDINANCE G-2012-21

FINANCE

FRIEND

An Ordinance amending Chapter 2.25 of the Evansville Municipal Code

ORDINANCE G-2012-22

PUBLIC WORKS

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City Council Agenda Evansville, Indiana November 12, 2012 Civic Center, Room 301 5:30 p.m.

ORDINANCE F-2012-21

FINANCE

FRIEND

An Ordinance of the Common Council of the City of Evansville authorizing additional appropriations of funds within a city department (DMD)

RESOLUTION DOCKET:

RESOLUTION C-2012-30 (DOCKET)

COUNCIL AS A WHOLE

A Resolution to Honor James "Tiger" Ritter

MISCELLANEOUS BUSINESS

There will not be a City Council meeting on Monday, November 19, 2012. The next City Council Meeting will be held November 26, 2012 at 5:30 p.m. Committee meetings will begin at 5:25 p.m. on November 26, 2012.

Linda Freeman: Speaking about redistricting.

Kendall Paul - Vanderburgh Humane Society Executive Director

ADJOURNMENT

CI'A / COUNCIL COMMITTEE MEE ANG SCHEDULE

November 12, 2012

FINANCE COMMITTEE:

Re: Ordinance F-2012-21

Date: November 12, 2012

Time: 5:05 p.m.

Notify: Philip Hooper

Re: Ordinance F-2012-20 amended

Date: November 12, 2012

Time: 5:10 p.m.

Notify: Russell Lloyd

Re: Ordinance G-2012-21

Date: November 12, 2012 Time: 5:15 p.m.

Time: 5:15 p.m. Notify: John Friend

PUBLIC WORKS COMMITTEE:

Re: Ordinance G-2012-22 Date: November 12, 2012

Time: 5:25 p.m.

Notify: Krista Lockyear

CHAIRMAN JOHN FRIEND

Appropriations of Funds within a City

Department (DMD)

Authorizing Transfer of Funds, Repeal

and re-appropriation of funds.

Amending Chapter 2.25 of the Municipal Code

(Duties to report to City Council)

CHAIRMAN DAN MCGINN

Petition to Vacate a part of Bennighof and

a part of Lodge Ave.

November 26, 2012

FINANCE COMMITTEE:

Re: Resolution C-2012-29

Date: November 26, 2012

Time: 5:25 p.m.

Notify: Shance Sizemore (GAGE)

CHAIRMAN JOHN FRIEND

A confirming resolution for Tax Phase-in for Professional Transportation, Inc. (PTI)

3700 E. Morgan Avenue

December 10, 2012

PUBLIC WORKS COMMITTEE:

Re: Ordinance G-2012-23 Date: December 10, 2012

Time: 5:20 p.m.

Notify: Leslie C. Shively

TTEE: CHAIRMAN DAN MCGINN

Petition to Vacate a public way or place

(Cring Avenue)

Revised Extended Agenda

The Honorable Council of the City of Evansville is hereby called to order. Madam Clerk, please call the roll.

ROLL CALL		
A M ² GINN	✓ FRIEND	✓ O'DANIEL
✓ MOSBY	✓ LINDSEY	✓ WEAVER
✓ BRINKERHOFF-RILEY	✓ ADAMS	\checkmark ROBINSON
There being <u>R</u> members presen representing a quorum, I hereby de opened.	t, 1 members absent, eclare this session of Con	and <u></u> members nmon Council officially
PLEDGE OF ALLEGIANCE This evening the pledge of allegian	nce will be led by	Lelie
Fellow Councilmen and those in the meeting of the Common Council.	ne audience, welcome to	the November 12, 2012
RECOGNITION OF SCHOOLS Are there any students in the audie	Sence who would like to be	e recognized?
SCHOOL:	SCHO	OL:
NAME:		3:
TEEN ADVISORY COMMITT LOTING DIPPEL ANNO LOTHE AND WILSON		
COUNCIL ATTORNEY This evening John Hamilton is Cit	y Council Attorney.	
SERGEANT AT ARMS This evening Officer	is our Sergea	nt at Arms.
READING AND AMENDMEN' Is there a motion to approve the motion council as written?	Γ OF MINUTES OF PF inutes of the October 22,	RECEDING MEETING 2012 meeting of the Common
Councilman Friend 1 motion that the minutes of the reg October 22, 2012 be approved as	ular meeting of the Comr	non Council held

REPORTS AND COMMUNICATIONS IN YOUR NOVEMBER 9TH PACKET:

- *City Council Meeting Agenda for November 12, 2012.
- *Committee Meeting Schedule.
- *City Council Meeting Minutes dated October 22, 2012.
- *Area Plan Commission Staff Reports and APC Minutes dated October 11, 2012.
- *Rezoning Ordinances R-2012-22 and R-2012-23, and R-2012-19 as amended with Use and Development Commitment.
- *Ordinance G-2012-23 and F-2012-20 as amended.
- *Resolutions C-2012-29 and C-2012-30.
- *A letter from Attorney Steven Bohleber representing the petitioner for Rezoning Ordinance R-2012-19 requesting to postpone hearing this ordinance until December 10, 2012.

COMMUNICATIONS VIA EMAIL

- *An email from Alan Mounts containing background information for the Water & Sewer Utility Finance Ordinance.
- *A Memo detailing the City of Evansville Finance Dept. costs for financial consultants employed for 2012 YTD

ON YOUR DESK THIS EVENING:

- *Evansville Redevelopment Commission Minutes from October 16, 2012 Meeting.
- *A copy of a letter from Kerry Kamp to Councilman Lindsey regarding Humane Society.
- *Agreement for Accounting Consultant Services
- *Proposed Redistricting for Councilmanic Wards

Councilman moved and Councilman Clky	
seconded the motion to receive, file and make these reports and communications a part	t of
the minutes of the meeting. Voice vote. V So ordered. V	

CONSENT AGENDA

FIRST READING OF ORDINANCES OR RESOLUTIONS

ORDINANCE G-2012-23 PUBLIC WORKS

McGINN

An Ordinance to vacate a platted public way or place (Cring Ave.)

RESOLUTION C-2012-29 FINANCE

FRIEND

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ORDINANCE R-2012-22 TO APC

R-2 to C-4

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Petitioner:

Bob Foster

Owners:

Same

Representative:

Steven L. Bohleber

District:

Stephanie Brinkerhoff-Riley, Ward 3

ORDINANCE R-2012-23 TO APC

C-1 to C-2

An Ordinance to Rezone Certain Real Estate in the City of Evansville, State of Indiana, more commonly known as 4620 Covert Avenue, Evansville, Indiana 47714

Petitioner:

Covert Properties, LLC

Owners:

William T. Bracket

Representative:

Amy E. Steinhart, Attorney-at-Law

District:

Dan McGinn, Ward 1

Is there a motion to adopt the Consent Agenda, First Reading as written?					
Councilman Friend	moved and Councilman <u>We אר</u>	er	seconded the		
Motion to adopt the Consent	Agenda First Reading as written.	Voice vote	e. So ordered.		

CONSENT AGENDA

SECOND READING OF ZONING ORDINANCES

ORDINANCE R-2012-19 (amended) FROM APC R-1 to C-02 w/U & D Comm.

An Ordinance to Rezone Certain Real Estate in the City of Evansville, State of Indiana, more commonly known as 4000 Washington Ave., Evansville, IN

Petitioner:

David W. Johnson

Owners:

Ralph and Diane Sellers

Representative:

Steven Bohleber

District:

Dan McGinn, Ward 1

This petition comes forward with a recommendation for denial from the Area Plan Commission, having 12 negative votes. (This was prior to the Use and Development Commitment being filed)

President Robinson: We have a request from Attorney Steven Bohleber, representing the petitioner for Rezoning Ordinance R-2012-19 that was scheduled to be heard at tonight's meeting to postpone and reschedule this for the December 10, 2012 City Council Meeting.

Councilman	Frend	_ moved and	Councilman	Riley	seconded
the motion to	postpone Rezonin	g Ordinance	R-2012-19 u	ntil December	10, 2012 City
Council Meet	ting at 5:30 p.m. in	Room 301.	Voice vote.	So ordered.	

CONSENT AGENDA SECOND READING OF ORDINANCES OR RESOLUTIONS

ORDINANCE G-2012-22	PUBLIC WORKS	M ^e GINN
An Ordinance Vacating a pa City of Evansville, Indiana	rt of Bennighof Avenue and a part of Lo	odge Avenue in the
ORDINANCE F-2012-20	FINANCE	FRIEND
An Ordinance of the Comm	on Council of the City of Evansville au appropriations, repeal, and re-appropr	thorizing transfers of iations of funds for
ORDINANCE F-2012-21	FINANCE	FRIEND
An Ordinance of the Commo	on Council of the City of Evansville auth in a city department (DMD)	norizing additional
COMMITTEE REPORTS	and the same of th	ra tidawa ni nwezitaini
PUBLIC WORKS COMM		IAIRMAN M°GINN
Councilman M ^e Ginn: Mada	am President, your Public Works Comm	do post/do not poss)
evening to hear Ordinance C recommendation.	3-2012-22 and it comes forward with a	do pass/do not pass)
FINANCE COMMITTEE	: CH	IAIRMAN FRIEND
hear Ordinances F-2012-20 (do-pass) do not pass) recom	im President, your Finance Committee mas amended and F-2012-21 and both commendation.	ne forward with a
Riley	mos.	annual od tha
Councilman 🔯	moved and Councilman Mob	seconded the
motion to accept the commit	ttee reports and move these ordinances to	o the Third Reading.

REGULAR AGENDA THIRD READING OF ORDINA		TIONS
ORDINANCE G-2012-22 An Ordinance Vacating a part of B	PUBLIC WORKS ennighof Avenue and	M ^c GINN a part of Lodge Avenue in the
City of Evansville, Indiana		
·		
	·	
I do a service to adout Outinon	oo G 2012 22 and call	the roll?
Is there a motion to adopt Ordinan		
Councilman Friend mor	ved and Councilman	Sianie seconded the
motion to adopt Ordinance G-2012	2-22 and call the roll.	
ROLL CALL		•
MEDININ	<u></u> ✓ _{FRIEND}	O'DANIEL
✓ MOSBY	_ ✓ LINDSEY	<u>✓</u> WEAVER
V BRINKERHOFF-RILEY	✓ ADAMS	✓ ROBINSON

There being <u>S</u> Ayes and <u>D</u> Nays, Ordinance G-2012-22 is hereby declared ADOPTED DENIED.

	1 450 7
DECIH AD ACENDA	
REGULAR AGENDA THIRD READING OF ORDINANCES OR RESOLUTIONS	
ORDINANCE F-2012-20 amended FINANCE FI	RIEND
An Ordinance of the Common Council of the City of Evansville authorizing trans	sfers of
appropriations, additional appropriations, repeal, and re-appropriations of fur	ids for
various city funds	
d on	
TO COLUMN TO COLUMN TO A COLUM	
Is there a motion to adopt Ordinance F-2012-20 as amended and call the roll?	
Councilman Mcsky moved and Councilman O Danie seconded	l the
motion to adopt Ordinance F-2012-20 as amended and call the roll.	
ROLL CALL	
U NEGINAN _ ✓ FRIEND ✓ O'DANIEL	

There being Ayes and Nays, Ordinance F-2012-20 as amended is hereby declared ADOPTED/DENIED.

____ ADAMS

_____ MOSBY

✓ BRINKERHOFF-RILEY

<u>✓</u> LINDSEY <u>✓</u> WEAVER

 $\sqrt{}$ ROBINSON

	•	÷	
REGULAR AGENDA THIRD READING OF ORDINA	NCES OR RESOLU	JTIONS	
ORDINANCE F-2012-21	FINANCE		FRIEND
An Ordinance of the Common Cou appropriations of funds within a cit	uncil of the City of Eve ty department (DMD)	ansville authorizing ad	ditional
	•		
		·	
Is there a motion to adopt Ordinane	ce F-2012-21 and call	the roll?	
	ved and Councilman		nded the
motion to adopt Ordinance F-2012		J	
motion to adopt oraniance 1 2012			
ROLL CALL			
<u>Margina</u>	J FRIEND	_✓ O'DANIEL	
MOSBY	LINDSEY	<u>✓</u> WEAVER	
BRINKERHOFF-RILEY	ADAMS	ROBINSON	

There being 8 Ayes and 0 Nays, Ordinance F-2012-21 is hereby declared ADOPTED/DENIED.

RESOLUTION DOCKET: RESOLUTION C-2012-30

ADOPTED/DENIED.

INTRODUCED BY: COUNCIL AS A WHOLE

A RESOLUTION TO HONOR JAMES "TIGER" RITTER

WHEREAS, James "Tiger" Ritter has been a civic and political leader in the City of Evansville; and

WHEREAS, James "Tiger" Ritter was a well-known figure in local politics, and was the nephew of former Mayor Manson Reichert; and

WHEREAS, James "Tiger" Ritter was very involved in civic and political activities, including serving as Center Township Trustee from January, 1995, until his recent death, and serving as Chairman of the Vanderburgh County Republican Party; and

WHEREAS, James "Tiger" Ritter was a local businessman in such business activities as Ritter's Big Bud; and

WHEREAS, James "Tiger" Ritter was active in his church, serving as an Elder; and

WHEREAS, the City Council wishes to recognize the accomplishments and contributions of James "Tiger" Ritter as an active citizen of the City of Evansville;

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Evansville, Indiana, as follows:

The City Council of the City of Evansville, on behalf of the citizens of the City of Evansville, hereby honors and recognizes James "Tiger" Ritter for his life of service and contributions to the City of Evansville

President Robinson: Is there a motion to adopt Resolution C-2012-30?						
Councilman Francisco moved and Councilman Adams seconded the						
motion to adopt Resolution C-20	12-30. Voice Vote. So (Ordered.				
OR CALL THE ROLL						
ROLL CALL		voice vote				
<u>Mussann</u>	✓ FRIEND	∕O'DANIEL				
<u>√</u> MOSBY	LINDSEY	WEAVER				
BRINKERHOFF-RILEY	ADAMS	ROBINSON				

X Ayes and Nays, Resolution C-2012-30 is hereby declared

MISCELLANEOUS BUSINESS

There will not be a City Council meeting on Monday, November 19, 2012. The next City Council Meeting will be held November 26, 2012 at 5:30 p.m. Committee meetings will begin at 5:25 p.m. on November 26, 2012.

Linda Freeman, County Surveyor's Office: Speaking about redistricting.

Kendall Paul - Vanderburgh Humane Society Executive Director

· ·	•	
i) ima DMD-Phil H	xoper	
2) Cindu		
3) Jane Reel	NOV 12	
4) Steve Schaufer	motion Adams R	iley
Consulting Agreemen	V Friend V Adams	X Weaver
X mosby V Brinkerhoff Riley	V Lindsey V O Bankl	V ROBINDON
6-2		
Blinda Freeman.	Surveyors Office	
6) Hendall Paul		•
7) Todd Robertson		
8) Phic Hoper		
9) Stan Wheeler		
10) Kelley Cours		
11) Phil Hoper		•
12) Tom Coe		

	Page
COMMITTEE REPORTS: FINANCE COMMITTEE: Re: Resolution C-2012-29 Date: November 26, 2012 Time: 5:25 p.m. Notify: Shance Sizemore (GAGE)	CHAIRMAN JOHN FRIEND A confirming resolution for Tax Phase-in for Professional Transportation, Inc. (PTI) 3700 E. Morgan Avenue
PUBLIC WORKS COMMITTEE: Re: Ordinance G-2012-23 Date: December 10, 2012 Time: 5:20 p.m. Notify: Leslie C. Shively	CHAIRMAN DAN MCGINN Petition to Vacate a platted way or place (Cring Avenue)
A.S.D. COMMITTEE: Nothing scheduled at this time.	CHAIRWOMAN MOSBY
ADJOURNMENT Councilman Model move seconded the motion to adjourn. Voice V	ed and Councilman

Meeting adjourned at 9 p.m.

Proposed Redistricting for Councilmanic Wards

R	E١	71	S	F	n

	CURRENT			TARGET	OVER			CURRENT			TARGET	OVER
WΡ	POP_2010	WP	+/-		(UNDER)		W_P	POP_2010	WP	+/-	20,013	(UNDER)
1-001	1086						4-001	2052				
1-002	1534	1-002	-	(1,534)	3rd		4-002					
1-003	1092	1-003	-	(1,092)	3rd		4-003					
1-004	2455						4-004					
1-005	1524						4-005					
1-006	1015	3-001	+	1,237			4-006					
1-007	1047	3-015	+	1,406			4-008					
1-008	1265	5-010	+	2,652			4-009					
1-009	878						4-011	926				
1-010	1861						4-012					
1-011	2008	1-011	-	(2,008)	2nd		4-013					
1-012	1146	1-012	-	(1,146)	2nd		4-015		2-006	+	929	
1-013	1174						4-016		2-011	+	408	
1-014	1194						4-017		2-016		936	
1-015	882	·						17,627	Ward 4		19,900	(113)
	20,161	Ward 1		19,676	(337)							
							5-001	1164				
2-001	1754	1-011	+	2,008			5-002					
2-002	1140	1-012	+	1,146			5-003					
2-003	943						5-004					
2-005	2115						5-005					
2-006	929	2-006	-	(929)	4th		5-006		E 007		(4.466)	3rd
2-007	769					2:5	5-007	1166	5-007	-	(1,166)	Siu
2-008	1199						5-008	1427				
2-009	1211						5-009		E 040		(2,652)	1st
2-010	778			((00)	411		5-010		5-010	-	(2,052)	151
2-011	408	2-011	-	(408)	4th		5-011	813				
2-012	1410						5-012					
2-013	2085						5-013					
2-014	1930						5-014 5-015					
2-015	1734	0.040		(000)	4th		5-016					
2-016	936 19,34 1	2-016 Ward 2	-	(936) 20,222	4th 209	2.5	3-010	23,882	Ward 5		20,064	51
	19,341	vvaru z		ZU,ZZZ	200			20,002	11414	Z-SEA-SHOW COLD		
3-001	1237	3-001	_	(1,237)	1st		6-000	0	3-005	+	1,745	
3-001	2416	0.001		(1,201)			6-001	1087				
3-002	1155						6-002					
3-005	1745	3-005	_	(1,745)	6th		6-003	2171				
3-007	1053	0 000		(-,,			6-004	648				
3-008	647	1-002	+	1,534			6-007	1278				
3-009	1228	1-003	+	1,092			6-008	1017				
3-010	1625	5-007	+	1166			6-009	1383				
3-011	1890						6-011	2129				
3-012	1649				and the second		6-012	756				
3-013	1249						6-013	949				
3-014	1243						6-014	1039				
3-015	1406	3-015	-	(1,406)	1st		6-015	848				
3-016	1943			, ,			6-016	1818				
	20,486	Ward 3		19,890	(123)		6-017	1520				-
•	<u> </u>			· · · · · · · · · · · · · · · · · · ·	OVER			18,584	Ward 6		20,329	316
					(UNDER)			TOTAL			TOTAL	OVER
								120,081			120,081	
					ionidi			CURRENT		F	PROPOSED	

City of Evansville

Controllers Office Room 300, 1 NW Martin Luther King Jr., Blvd. Evansville, IN 47708 (812) 436-4919

MEMORANDUM

To:

Honorable Members of Common Council

City of Evansville

From:

Russell Lloyd, Controller

Date:

November 9, 2012

Subject:

Financial Consultant Costs and Contracts 2012 Year-To-Date

Dear Council Members:

The following is a summary of the Finance Department's costs pertaining to financial consulting agreements with H. J. Umbaugh & Associates and Harding, Shymanski & Company, P.S.C. for 2012 Year-To-Date:

<u>Vendor</u>	<u>Check</u> <u>Date</u>	<u>Check</u> <u>No</u> .	<u>Description</u>	<u>Amount</u>
Harding Shymanski	03/16/12	12558	Accounting/Bank Reconciliation	7,731.00
Harding Shymanski	03/16/12	12558	Bank Recon Assistance	10,380.00
Harding Shymanski	04/13/12	13199	Accounting/Bank Reconciliation	11,769.00
Harding Shymanski	06/15/12	15285	Accounting/Bank Reconciliation	<u>6,286.00</u>
TOTAL				36,166.00

Vandan	<u>Check</u>	Check	December 1 and 1 a	A
<u>Vendor</u>	<u>Date</u>	<u>No</u> .	<u>Description</u>	<u>Amount</u>
Umbaugh	04/09/12	13066	Budget Assistance 2012	4,625.00
Umbaugh	05/11/12	14176	Budget Assistance 2012	3,675.00
Umbaugh	06/08/12	15154	Budget Assistance 2012	12,900.00
Umbaugh	07/20/12	16345	Parks Refunding Bond Series 2012	4,000.00
Umbaugh	07/27/12	16556	Levy Appeal	775.00
			3/12 - 5/12 Financial and Audit	
Umbaugh	07/27/12	16556	Assistance	13,500.00
Umbaugh	10/05/12	18699	Support for the Controller's Office	3,900.00
Umbaugh	10/05/12	18699	Preparation of the Annual Info	<u>6,575.00</u>
TOTAL				49,950.00

In addition, I have attached the following for your review:

1. Letter Agreement from H.J. Umbaugh & Associates dated January 16, 2012 and approved March 1, 2012 for Financial Advisory Services; and

 Letter Agreement from Harding, Shymanski & Company, P.S.C. dated October 3, 2011 for Accounting Assistance for the Year Ending December 31, 2011.

Please contact me with any questions you may have. Thank you.

cc: Mayor Lloyd Winnecke City Clerk Laura Brown October 3, 2011

City of Evansville 300 Civic Center Complex One Martin Luther King, Jr. Boulevard Evansville, Indiana 47708-1833

SUBJECT:

Accounting Assistance

For the Year Ending December 31, 2011

HARDING, SHYMANSKI & COMPANY, P.S.C.

Certified Public Accountants and Consultants

21 S.B. Third Street, Suite 500 P.O. Box 3677 Evansville, IN 47735-3677

(812) 464-9161 Fax (812) 465-7811

An Independently Owned Member, McGladrey Alliance This letter is to explain our understanding of the arrangements for the services we are to perform for the City for the year ending December 31, 2011. We ask that you either confirm or amend that understanding.

As part of this engagement, we will review each month's bank statement and your accounting records and perform the bank reconciliation for each month. We will not be analyzing cancelled checks to determine whether signatures or payments are authorized or for any other purpose. By your signature below, you acknowledge that you understand and agree that our services are limited in scope and they are not designed to detect employee embezzlement or other fraudulent activities involving the City. Should you wish to expand our procedures to include additional work and investigations, we will arrange this with you in a separate engagement letter.

In addition, during each month-end, we will perform the following functions:

Propose adjusting or correcting journal entries

We will discuss with you any errors identified and show you the appropriate action required to correct the error. We have not been engaged to prepare compiled, reviewed, or audited financial statements in connection with this service. Accordingly, we will not provide financial statements as part of the engagement.

We will advise you about appropriate accounting principles and their application and will assist in the preparation of your trial balance, but the responsibility for the trial balance remains with you. This responsibility includes:

- Make all management decisions and perform all management functions, including determining account codings and approving all proposed journal entries;
- Designate a qualified management-level individual to be responsible and accountable for overseeing these services and evaluate the adequacy and results of the services;

Evansville, IN a Louisville, KY

 Accept responsibility for the results of the services, including the journal entries, general ledger, and trial balance; and

Establish and maintain internal controls, including monitoring ongoing activities

From time to time and depending upon the circumstances, we may use third-party service providers to assist us in providing professional services to you. In such circumstances, it may be necessary for us to disclose confidential client information to them. We enter into confidentiality agreements with all third-party service providers and we are satisfied that they have appropriate procedures in place to prevent the unauthorized release of your confidential information to others.

AICPA Ethics standards require that you designate a qualified management-level individual to be responsible and accountable for overseeing our services. This person should be able to review any entries we propose, understand the nature of the entries, and understand the impact these entries have on the working trial balance. Typically, you or your controller/bookkeeper would fulfill this role. We ask that you indicate to us in the space provided on the engagement letter who you designate for this role.

Due to the significant investment in our on-site employees and our commitment to the clients they serve, we ask that you not actively solicit, employ, or otherwise contract directly the services of any of our employees who are involved in this engagement. In the event that you employ or contract directly one of our employee's services, you will reimburse us a "finder's fee" in an amount equal to the greater of \$25,000 or 50 percent (50%) of the annual base salary of any such employee of ours.

Our fee for the services performed will be billed monthly as the work progresses. All invoices will be due and payable upon presentation.

Our billing rates, per hour, by position, that will be assigned to the project are as follows:

Partner	\$195 - \$260 \$150 - \$180		
Manager			
Supervisor	\$ 95 - \$125		
Staff	\$ 82 - \$ 90		

The City hereby indemnifies Harding, Shymanski & Company, P.S.C. and its president, vice presidents, and employees and holds them harmless from all claims, liabilities, losses, and costs arising in circumstances where there has been a known misrepresentation by a member of the City's management, regardless of whether such person was acting in the City's interest. This indemnification will survive termination of this letter.

It is agreed by the City and Harding, Shymanski & Company, P.S.C. or any successors in interest that no claim arising out of services rendered pursuant to this agreement by or on behalf of the City shall be asserted more than one year after the date of the last accounting assistance by Harding, Shymanski & Company, P.S.C. without any consideration as to the date of discovery of any such claims.

This letter constitutes the complete and exclusive statement of the agreement between Harding, Shymanski & Company, P.S.C. and the City, superseding all proposals, oral or written, and all other communications, with respect to the terms of the engagement between the parties.

If this letter defines the arrangements as the City understands them, please sign and date the original and return it to us. We appreciate your business.

Harding, Shymanski & Company, P.S.C.

HARDING, SHYMANSKI & COMPANY, P.S.C.

Certified Public Accountants and Consultants

Person designated to oversee these services (if other than the person signing below):

Confirmed on behalf of the City:

actoba 27, 20 U

Brown, Laura

From:

Lloyd, Russell

Sent:

Friday, November 09, 2012 5:58 PM

To:

Connie Robinson; call453misy@yahoo.com; John Friend; DRHDA501@aol.com; ssbrinkerhoff@yahoo.com; al lindsey; Dan McGinn; Codaniel@fohlaw.com; Jonathan

Weaver; Brown, Laura; Buhr, Lynn

Cc:

Winnecke, Lloyd; Schaefer, Steve; Ted Ziemer [TZiemer@zsws.com] (TZiemer@zsws.com)

Subject:

Financial consultants 2012 payments and contracts

Attachments:

Memo to City Council re Financial Consultant Cost - 110812 Contracts (2).docx; Harding

Shymanski 10-3-11 (Accounting Assistance) pdf; Umbaugh Asociates 1-16-12 (Financial

Advisory Services) pdf

Council Members:

Attached please find a Memo detailing the City of Evansville Finance Dept. costs for financial consultants employed for 2012 YTD.

H. J. Umbaugh & Associates - \$ 49,950.00 Harding Shymanski & Co., PSC - \$ 36,166.00

I'm also attaching the contracts with H. J. Umbaugh & Associates that is on-going and the contract with Harding Shymanski & Co. PSC that was paid out in June, 2012. The Harding Shymanski & Co. person in the Controller's office left in March 2012 and I reorganized our work assignments so they are no longer needed.

As always contact me if you have any questions.

Russell Lloyd # # # Controller



A 3. September & Alternations Confidence for the following for the following for the following following for the following fol

January 16, 2012

City of Evansville c/o Mr. Russell Lloyd, Jr., City Controller 300 Civic Center Complex 1 Martin Luther King. Jr. Boulevard Evansville, IN 47708-1833

Re: Financial Advisory Services

Dear Mr. Lloyd:

You have requested that H.J. Umbaugh & Associates, Certified Public Accountants, LLP (the "Firm") provide to the City of Evansville (the "Client") those services more fully set forth in Exhibit A hereto (the "Services").

Fees and Costs.

Fees charged for work performed are generally based on hourly rates for the time expended, a fixed amount or other arrangement as mutually agreed upon as more appropriate for a particular matter. Hourly rates for work performed by our professionals vary by individual and reflect the complexity of the engagement.

In addition to fees, we also charge for various ancillary services, for which you will be invoiced. Such charges may include long distance telephone charges, photocopying, facsimile transmission, computer research, mileage, travel expenses and other similar charges specifically applicable to the engagement.

Billing Procedures.

Normally, you will receive a monthly statement showing fees and costs incurred in the prior month. Occasionally, we may bill on a less frequent basis if the time involved in the prior month was minimal or if arrangements are made for the payment of fees from bond proceeds. The account balance is due and payable on receipt of the statement and we reserve the right to charge 1% interest per month for outstanding unpaid balances over thirty (30) days from the date of billing. Once our representation has been concluded or terminated, a final billing will be sent to you. If requested to provide an estimate of our fees for a given matter, we will endeavor in good faith to provide our best estimate, but unless there is a mutual agreement to a fixed fee, the actual fees incurred on any project may be less than or exceed the estimate. Any questions or errors in any fee statement should be brought to our attention in writing within sixty (60) days of the billing date.

Termination.

Both the Client and the Firm have the right to terminate the engagement at any time after reasonable advance written notice. On termination, all fees and charges incurred prior to termination shall be paid promptly.

Mr. Russell Lloyd, Jr., City Controller Re: Financial Advisory Services January 16, 2012 Page 2

Accountants' Opinion.

In performing our engagement, we will be relying on the accuracy and reliability of information provided by Client personnel. We will not audit, review, or examine the information. Please also note that our engagement cannot be relied on to disclose errors, fraud, or other illegal acts that may exist. However, we will inform you of any material errors and any evidence or information that comes to our attention during the performance of our procedures, that fraud may have occurred. In addition, we will report to you any evidence or information that comes to our attention during the performance of our procedures regarding illegal acts that may have occurred, unless they are clearly inconsequential. We have no responsibility to identify and communicate significant deficiencies or material weaknesses in your internal control as part of this engagement.

The responsibility for auditing the records of the Client rests with the Indiana State Board of Accounts and the work performed by the Firm shall not include an audit or review of the records or the expression of an opinion on financial data.

Client Responsibilities.

It is understood that the Accountants will serve in an advisory capacity with the Client. The Client is responsible for management decisions and functions, and for designating an individual with suitable skill, knowledge or experience to oversee the services we provide. The Client is responsible for evaluating adequacy and results of the services performed and accepting responsibility for such services. The Client is responsible for establishing and maintaining internal controls, including monitoring ongoing activities.

Additional Services.

Exhibit A sets forth the scope of the Services to be provided by the Firm. From time to time, additional services may be requested by the Client beyond the scope of Exhibit A. The Firm may provide these additional services and be paid at the Firm's customary fees and costs for such services. In the alternative, the Firm and the Client may complete a revised and supplemented Exhibit A to set forth the additional services (including revised fees and costs, as needed) to be provided. In either event, the terms and conditions of this letter shall remain in effect.

E-Verify Program

Umbaugh participates in the E-Verify program. For the purpose of this paragraph, the E-Verify program means the electronic verification of work authorization program of the Illegal Immigration Reform and Immigration Responsibility Act of 1996 (P.L. 104-208), Division C, Title IV, s.401(a), as amended, operated by the United States Department of Homeland Security or a successor work authorization program designated by the United States Department of Homeland Security or other federal agency authorized to verify the work authorization status of newly hired employees under the Immigration Reform and Control Act of 1986 (P.L. 99-603). Umbaugh does not employ any "unauthorized aliens" as that term is defined in 8 U.S.C. 1324a(h)(3).

Mr. Russell Lloyd, Jr., City Controller Re: Financial Advisory Services January 16, 2012 Page 3

Municipal Advisor Registration

Umbaugh is a Municipal Advisor registered with the Securities and Exchange Commission and the Municipal Securities Rulemaking Board. As such, Umbaugh is providing certain specific municipal advisory services to the Client. Umbaugh is neither a placement agent to the Client nor a broker/dealer.

The offer and sale of any Bonds shall be made by the Client, in the sole discretion of the Client, and under its control and supervision. The Client agrees that the Accountants do not undertake to sell or attempt to sell the Bonds, and will take no part in the sale thereof.

If the foregoing accurately represents the basis upon which we may provide Services to the Client, we ask that you execute this letter, in the space provided below setting forth your agreement. Execution of this letter can be performed in counterparts each of which will be deemed an original and all of which together will constitute the same document.

If you have any questions, please let us know.

Very truly yours,

H.J. Umbaugh & Associates Certified Public Accountants, LLP

Sarg Malone

By:

Gerald G. Malone

The undersigned hereby acknowledges and agrees to the foregoing letter of engagement.

City of Evansville

Date: 3-1-12

By: Bildy 1

EXHIBIT A

Services Provided and Fees

Scope of Services

- ARTICLE 1. The Firm Agrees to Provide the Following Services to Support the Year End Accounting and Reporting Requirements of the Client:
 - A. Compile cash basis financial statements by fund.
 - B. File Evansville Courier legal publication of Civil City of Evansville Statement of Receipts, Disbursements, and Cash Balances.
 - C. Complete Annual Debt Report.
 - D. Complete Debt Schedule for Gateway.
 - E. Fulfill Gateway Reporting requirements.
 - F. Monitor and complete year end duties as outlined by the Indiana State Board of Accounts.
 - G. Attend meetings at the request of the Client.

ARTICLE 2. Fees

The Client agrees to pay the Firm in consideration for services and expenses incurred, based upon the Firm's hourly charges for such specialized services. A range of fees is attached as Exhibit B.

EXHIBIT B

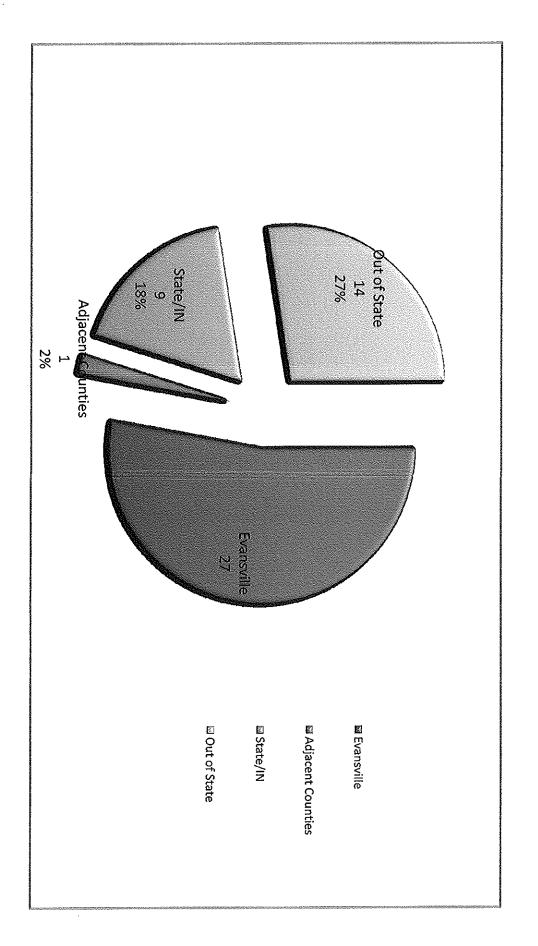
Standard Hourly Rates by Job Classification

01/01/2011

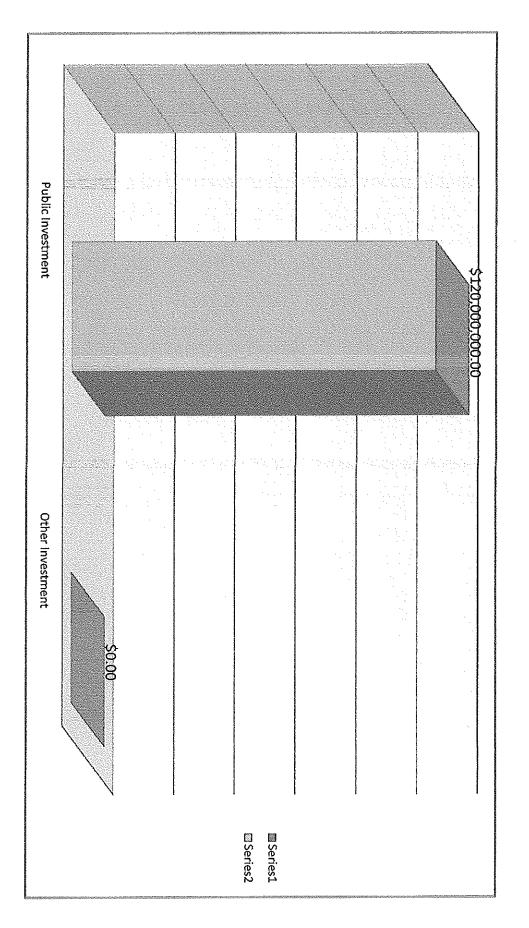
Partners / Principals	\$205.00	to	\$395.00
Managers	\$165.00	to	\$205.00
Accountants/Financial Analysts	\$110.00	to	\$175.00
Paraprofessional Staff	\$110.00	to	\$130.00
Support Personnel	\$70.00	to	\$95.00

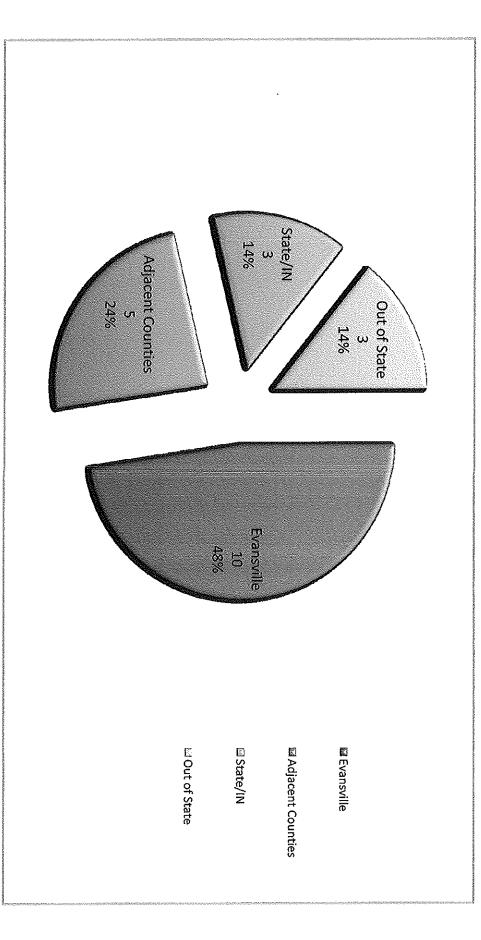
^{*}Billing rates are subject to change periodically due to changing requirements and economic conditions. Actual fees will be based upon experience of the staff assigned and the complexity of the engagement.

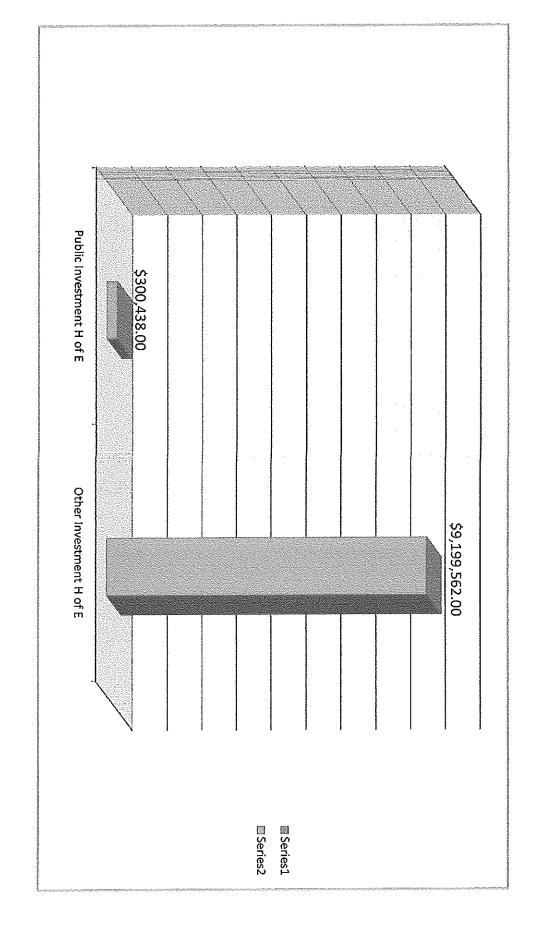
City of Evansvine Project,



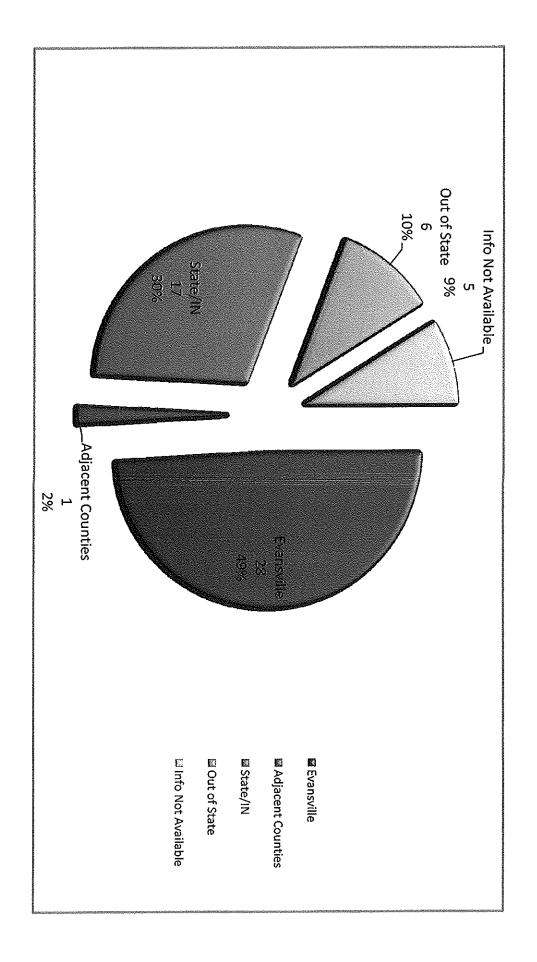
Evansvile Arena Project, City of Evansvile



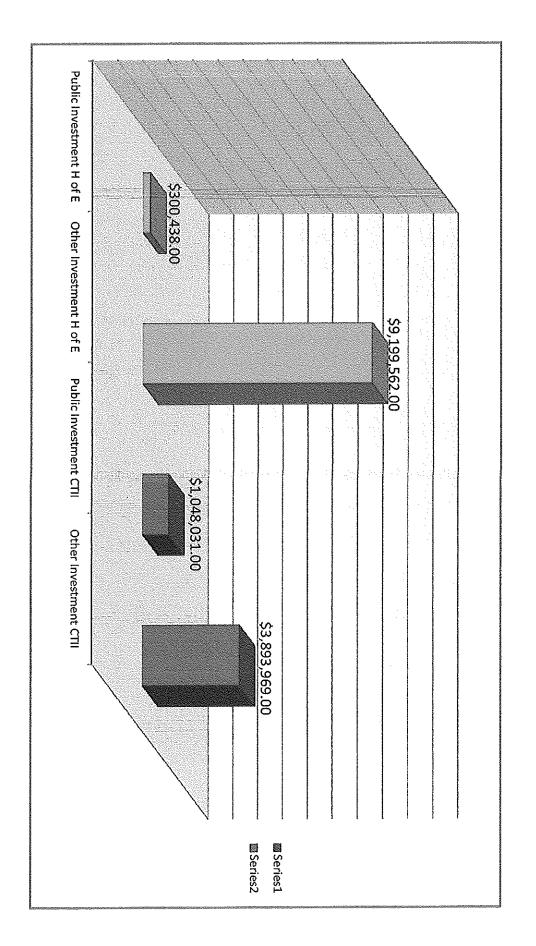




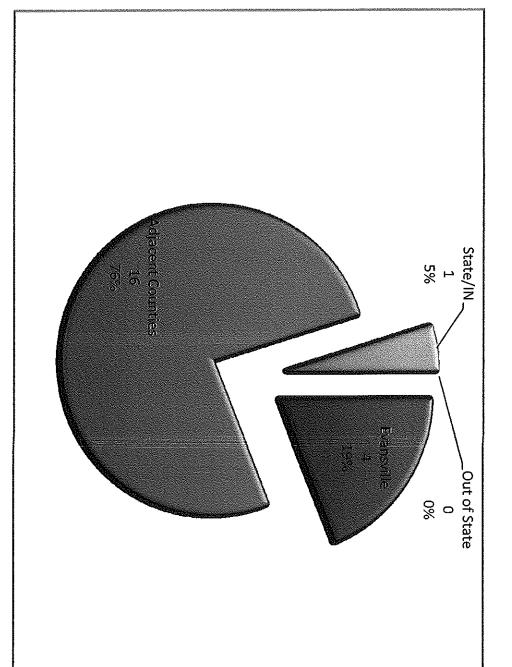
Cedar Trace II, Pioneer Development



Cedar Trace II, Pioneer Development VS. Homes of MANSE OF ORD OF TANSSION



Vemorial CDC



■ Evansville

■ Adjacent Counties

State/IN

Out of State

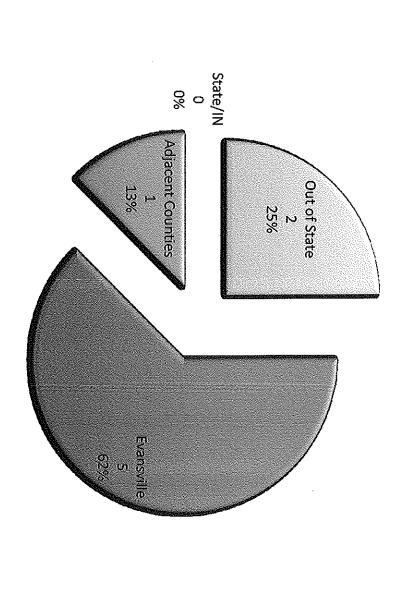
1702 Elliott, Memorial CDC

Public Investment

Other investment

\$0.00

■Series1 ■Series2



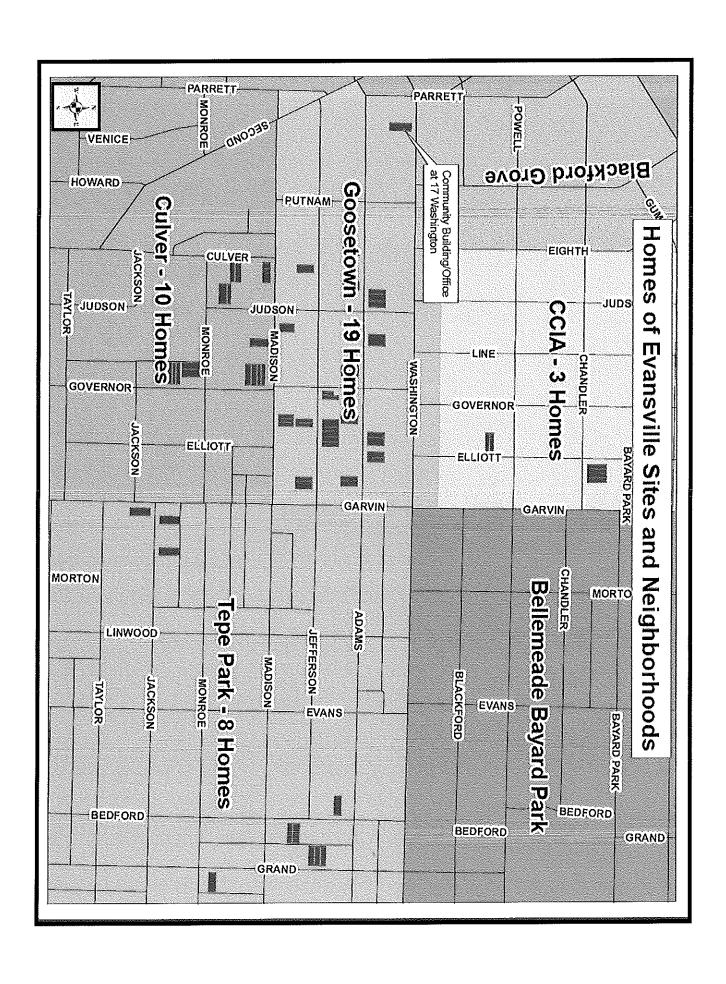
Evansville

Adjacent Counties

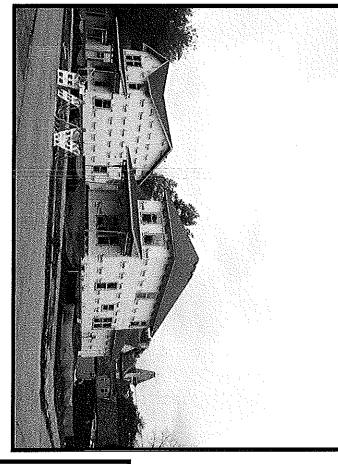
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☐ Out of State

Public Investment \$154,750.00 Other Investment □Series2 Series1



Homes of Evansville Construction





		7.200	7.100	6.500		6.500	6.311	6.300	6.200	6.190	6.195	6.115		6.1.15	6.110		6.110	6.110	3.300	3.300					3.150	2.700	2,600		2.510	2.510	2480	2200	2.110	1.915	1.840	1.516	1.200	1.200	1.200	1.050	1.050	င္ပ
Manufacturer	2nd Tier Supplier		<u>. </u>	Countertops	Manufacturer	Cabinets	Pre-Built Stairs	Treated Wood	Finish Carpentry		Floor Joists	Rough Lumber	Distribution Center	Rough Lumber - National	Rough Carpentry	2nd Tier Supplier	Rough Carpentry	Rough Carpentry	Interior Concrete	Interior Concrete	2nd Tier Supplier	2nd Tier Supplier	2nd Tier Supplier	2nd Tier Supplier	Foundation	Water Laterals	Sewer Laterals	2nd Tier Supplier	Exterior Concrete	Exterior Concrete	Landscaping	Site work	Tree Cleaning	Dumpsters	Warehouse	Portable Toilets	Testing & Inspections	Testing & Inspections	Testing & Inspections	Staking - Field Office	Staking - National Account	Product or Service
Demilec USA	Regal Industries	Superior Insulation Co	Holweger Develop & Const	Tri State Plastic Tops	Kitchen Kompact	84 Lumber	K I Lumber Co	KI Lumber Co	Jackson Contracting	KI Lumber Co	KI Lumber Co	KI Lumber Co	84 Lumber - Local Dist.	84 Lumber - National Sales	NRP Contractors LLC	Lowes Home Center	Innovative Construction Ser	M & S Construction	Sellers Masonry & Painting	Holweger Develop & Const	Miller Block & Brick	Killebrew Brick	Mulzer Crushed Stone	General Shale Brick	Holweger Develop & Const	Hydromax Inc.	Hydromax Inc.	Meuth Construction Supply	Sellers Masonry & Painting	Holweger Develop & Const		Holweger Develop & Const	Randy's Tree Service	Allied Waste	Woodward Realty	Hydromax Inc.	Envirotech Consulting	Patriot Engineering	Barnett & Assoc	Structure Point	Structure Point	Company
		Brad Brosmer	Brent Holweger	Gordon Snider	Debbie Olson	Joe Shrader	Brian VanSickle	Brian VanSickle	Brandon Jackson	Brian VanSickle	Brian VanSickle	Brian VanSickle		Joe Shrader	John Leonard		Debra Underwood	Marvin Miller	Casey Sellers	Brent Holweger					Brent Holweger	Nathan Bass	Nathan Bass		Casey Sellers	Brent Holweger		Brent Holweger	Randy Nicely	Brian Ulrick	Chris Jackson	Nathan Bass	Matt Stokes	Jeff Young	Damon Barnett	Greg Clayton	Shawn Goodwin	Contact
2925 Galleria Dr	9564 East 600 South	2500 Leaf Dr	955 AS Hebron Ave	4395 HWY 261	911 East 11th St	1019 Route 519	1700 North Kentucky	1700 North Kentucky	7509 Eichele Dr	1700 North Kentucky	1700 North Kentucky	1700 North Kentucky	4100 Progress Bivd	1019 Route 519	5309 Transportation Blvd	6716 Oak Grove	988 N Bluff Rd	6459 N 700 E Montgomery	1422 Parrett St	955 AS Hebron Ave	1700 W Franklin St	1325 Saint George Rd	900 NW Riverside Dr	3401 Mount Vernon Ave	955 AS Hebron Ave	3444 Inderrieden Rd	3444 Inderrieden Rd	2201 Bergdolt St	1422 Parrett St	955 AS Hebron Ave		955 AS Hebron Ave	818 Hermitage Rd	2017 N Fares Ave	4763 Rosebud Lane	3444 Inderrieden Rd	5819 North Parker Ave	104 S Heidelbach Ave	4539 Rimridge Dr	7260 Shadeland Station	2550 Corporate Exchange Dr	Address
Arlington	Crothersville	Ferdinand	Evansville	Newburgh	Jeffersonville	Eighty Four	Evansville	Evansville	Evansville	Evansville	Evansville	Evansville	Louisville	Eighty Four	Cleveland	Evansville	Greenwood	Washington	Evansville	Evansville	Evansville	Evansville	Evansville	Evansville	Evansville	Chandler	Chandler	Evansville	Evansville	Evansville		Evansville	Evansville	Evansville	Newburgh	Chandler	Indianapolis	Evansville	Evansville	Indianapolis	Columbus	City
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877 336 4532	812 793 2214	81.2 367 1200	81.2 4.76 0505	812 853 7827	812 282 6681	724 229 2840	812 464 2428	812 464 2428	812 453 3241	812 464 2428	812 464 2428	812 464 2428		724 229 2840	21.6 4/75.8900	812 475 9655	31.7 859 8865	812 486 5625	812 484 6356	81.2 4.76 0505	812 422 2864	81.2 425 3664	81.2 424 5583	812 425 3381	812 476 0505	81.2 305 4256	812 305 4256	812 424 8554	812 484 6356	812 476 0505		812 476 0505	812 476 7775	812 426 6308	812 474 1900	812 305 4256	317 466 7821	81.2 477 0050	812 479 9074	317 547 5580	614 901 2235	Phone

16.720				16.500	16,100	15.800						15.800	15,400	15.400	12,500	11.100	10.670	9,990	9.990	9.990			9.680			9.650		9.250	8.830	8.700	8.500	8.500	8.360	8.210	8.110	7.631	7.465	7.310		S
	2nd Tier Supplier	2nd Tier Supplier	2nd Tier Supplier	Electric Fixtures	Electric	HVAC Equipment	2nd Tier Supplier	2nd Tier Supplier	2nd Tier Supplier	2nd Tier Supplier	2nd Tier Supplier	HVAC		15.400 Flumbing	Window Blinds	Appliances		Painting - Exterior	Painting - Interior	Cleaning	2nd Tier Supplier	2nd Tier Contractor	Carpet	2nd Tier Supplier	2nd Tier Contractor	Resilient Flooring	2nd Tier Supplier	Drywall	Mirrors	Hardware	Windows	Windows	Overhead Garage Doors	Interior Doors & Trim	Exterior Doors	Gutters & Downspouts	Siding	Roofing	Manufacturer	Product or Service
5 Star Security	Illuminating Expressions	Nichols Electric Supply	Tri-State Lighting	Boyd Electric	Boyd Electric	Winnelson Company	Habegger Corp	Superior Distribution	Koch Air	Winnelson Company	Wilhite Supply	Schindler Heating & Air	Winnelson Company	Hydromax Inc.		MAS		Innovative Construction Ser	Innovative Construction Ser		Engineered Floors	Wilson Flooring Pro	Rite Rug Inc	Ohio Valley Flooring	Hugo Arita	Rite Rug Inc	Sherwin Williams	Innovative Construction Ser		Sliman Lumber Co	Windows of Evansville	84 Lumber - Local Dist	Evansville Garage Doors	KI Lumber Co	84 Lumber - Local Dist		Young Born Construction	Ace Home Improvements	Dow Chemical	Company
Chad Bennett	Rochelle Fighter	Jim Nichols	Gary Cameron	Kathy Boyd	Kathy Boyd	Scott Reed						Scott Schindler	Scott Reed	Nathan Bass		Heath Howard		Debra Underwood	Debra Underwood		Danny Freeman		Ray Pina	Dennis Flanagan		Ray Pina		Debra Underwood		Dave Sliman	Bert Warner		Andy Bitzer	Brian VanSickle			Young Hwang	Dennis Gates		Contact
525 State St	5810 Vogel Rd	7450 Marco Dr	1163 Diamond Ave	9588 Fisherville	9588 Fisherville	401 N Willow Rd	6050 Wedeking Ave Bld 13	6802 Lochrlein Rd	1900 W Lloyd Expressway	401 N Willow Rd	770 Division St	1300 W Eble Rd	401 N Willow Rd	3444 Inderrieden Rd		2718 Brecksville Rd	With the second	988 N Bluff Rd	988 N Bluff Rd		100 Bentley Dr	835 Old US Hwy 31	20036 Progress Dr	5555 Muliy Ave	7942 Placing Rd	20036 Progress Dr	632 E Diamond St	988 N Bluff Rd		46480 Telegraph Rd	2701 N Cullen Ave	4100 Progress Blvd	808 E Division St	1700 North Kentucky	4100 Progress Blvd		2402 Scalybark Rd	1429 W Franklin St	200 Larkin	Address
Newburgh	Evansville	Evansville	Evansville	Elberfeld	Elberfeld	Evansville	Evansville	Evansville	Evansville	Evansville	Evansville	Boonville	Evansville	Chandler	,	Richfield		Greenwood	Greenwood		Calhoun	Franklin	Strongsville	Cincinnati	Indianapolis	Strongsville	Evansville	Greenwood		South Amherst	Evansville	Louisville	Evansville	Evansville	Louisville		Statesville	Evansville	Midland	City
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81.2 490 4000				812 457 9769	81.2 457 9769	812 425 4201	812 477 4328	812 422 3204	812 962 5200	812 425 4201	812 423 8065	812 858 9576	812 425 4201	81.2 305 4256		800 648 1414		317 859 8865	317 859 8865		706 625 4334		330 268 6465	800 955 7224		330 268 6465	812 422 6341	317 859 8865		440 986 6011	812 479 7950		812 402 3669	812 464 2428			704 634 6670	81.2 428 0050	866 583 2583	Phone

The Homes at Evansville

RESIDENT SELECTION POLICY

We do business in accordance with the Federal Fair Housing Law. (The Fair Housing Amendments Act of 1988) It Is Illegal to Discriminate Against Any Person Because of Race, Color, Religion, Sex, Handicap, Familial Status, or National Origin

INCOME

Household must earn at least 2 times monthly rent to qualify.

Must verify income of all occupants 18 and over and verifications must be within 90 days of move-in date, (for apartments pre-leased, income

may have to be re-verified prior to move-in.)

Changes in verifications may disqualify a household prior to move-in. Income may not exceed maximum income guidelines, determined by state given percentages of median incomes, which are based on the number of occupants in a household.

RENTAL HISTORY

All addresses revealed during processing will be researched. No history of eviction, landlord claims or balances will be accepted.

CREDIT HISTORY

Must have favorable credit. Any negative accounts must have no past due balances. Medical bills and student loans will be excluded. No

eviction history, landlord balances, unpaid utility collection or unpaid returned checks. All bankruptcy actions must be discharged with proper documentation. All addresses revealed during processing will be researched.

HISTORY

CRIMINAL Applicant's criminal history will be reviewed, and consideration for acceptance is based on the particular offense and the date of conviction. Simple misdemeanor offenses, such as property or non-violent are generally considered, but felony convictions for violent crimes are not considered for residency. Other felony and misdemeanor convictions have varying timeframes for consideration. See Offense Category Chart for a list of offenses and their timeframe for consideration

PET POLICY No more than 2 (two) pets are allowed. Maximum weight limit is 40 pounds

per pet. No aggressive breeds allowed. Management must approve all pets prior to move in. A veterinarian statement will be required prior to move in verifying the breed, weight, and vaccinations. A \$150.00 pet deposit and a one time pet fee of \$150.00 is required, along with an additional monthly pet premium of \$15.00 per pet.

STANDARDS A non-refundable application fee of \$25.00 per applicant is required.

and

All individuals over the age of 18 must complete a Rental Application, sign

POLICIES

Resident Lease Agreement, sign an Authorization for release of information and provide a valid State Issued Photo Identification Card. In addition all members of the household under 18 years of age must provide a Birth Certificate and Social Security Card.

A non-refundable Sure Deposit is required. Sure Deposit coverage is a follows: All sizes- non-refundable fee of \$175 for coverage \$1000

No household may be comprised entirely of full-time students unless you meet the "Exemption" established by the tax-credit bond program.

Number of Household Members	Total Income Limit for Household
60%	
One	\$26,820
Two	\$30,660
Three	\$34,500
Four	\$38,280
Five	\$41,400
Six	\$44,460
Seven	\$47,520
Eight	\$50,580
ent residents first and wait list applicants secon be removed if they fail to meet the eligibility g	cousehold composition needs and will be made available to d Wait list applicants will be notified of availability and uidelines, reject two units in the property when notified of appropriate unit size exists in the property for the wait list ication of citizenship.

Date____

Date_

Signature_

Signature

Categories ALL CATEGORIES	Felony Convictions Only (0-99 years)	Other Felony Charges (0-7 years)	Other Convictions (0-99 years)	Other Criminal Charges (0-7 years)
CRIMES AGAINST PERSONS				
ASSAULT RELATED OFFENSES	15	10	10	0
FAMILY RELATED OFFENSES, NONVIOLENT	10	0	5	0
HOMICIDE RELATED OFFENSES	99	0	99	0
KIDNAPING/ABDUCTION RELATED OFFENSES	99	0	99	0
SEX RELATED OFFENSES, FORCIBLE	99	0	99	0
SEX RELATED OFFENSES, NONFORCIBLE	99	0	10	0
ALL OTHER PERSON RELATED OFFENSES	50	0	10	0
CRIMES AGAINST PROPERTY				
ARSON RELATED OFFENSES	25	0	10	0
BAD CHECKS RELATED OFFENSES	5	0	5	0
BURGLARY/BREAKING AND ENTERING RELATED OFFENSES	15	0	5	0
MOTOR VEHICLE THEFT RELATED OFFENSES	15	0	5	0
COUNTERFEITING/FORGERY RELATED OFFENSES	15	0	5	0
EMBEZZLEMENT/BRIBERY RELATED OFFENSES	15	0	5	0
EXTORTION/BLACKMAIL RELATED OFFENSES	15	0	5	jennejsteriniente O
FRAUD RELATED OFFENSES	15	0	5	0
ROBBERY RELATED OFFENSES	25	0	10	0
STOLEN PROPERTY RELATED OFFENSES	15	0	5	0
LARCENY/THEFT RELATED OFFENSES	15	0	10	0
DESTRUCTION / DAMAGE / VANDALISM OF PROPERTY OFFENSES	15	0	5	0
ALL OTHER PROPERTY RELATED OFFENSES	5	0	5	0

CRIMES AGAINST SOCIETY

PURPOSELY OBSTRUCTS, IMPAIRS OR PERVERTS THE LAW	5	0	1	0
DISORDERLY CONDUCT RELATED OFFENSES	5	0	1	0
DRUG/NARCOTIC RELATED OFFENSES	20	0	15	0
DRUNKENNESS RELATED OFFENSES	5	0	1	0
DRIVING UNDER THE INFLUENCE RELATED OFFENSES	0	0	0	0
LIQUOR LAW RELATED OFFENSES	5	0	1	0
PORNOGRAPHY/OBSCENE MATERIAL RELATED OFFENSES	25	0	5	0
PROSTITUTION RELATED OFFENSES	10	estaristicanisminor	5	0
SEX OFFENDER REGISTRANT	99	0	50	0
TRAFFIC VIOLATIONS WHILE OPERATING A MOTOR VEHICLE	0	0	0	0
TRESPASS OF REAL PROPERTY RELATED OFFENSES	5	0	5	0
WEAPONS LAW RELATED OFFENSES	25	0	15	0
DRUG/NARCOTIC RELATED OFFENSES, INVOLVE SALE OR MFG	25	0	10	0
PEEPING TOM RELATED OFFENSES	25	0	5	0
ALL OTHERS SOCIETY RELATED OFFENSES	7	0	7	0

Homes of Evansville Timeline

Late 2009

Mayor Weinzapfel and DMD, Tom Barnett, were approached by NRP Group who was interested in sponsoring a potential tax credit application for Evansville. The City insisted on single-family new construction in the Arts District, the renovation of a vacant building at 17 Washington Av, and adhering to the design and quality standards previously utilized in the new homes already constructed. The City and Evansville Brownfields agreed to provide 40 building lots for \$10,000, waive building permit and certain sewer tap fees, and give \$250,000 in HOME funds for subsidy. NRP was referred to HOPE of Evansville and Memorial Development Corp as potential partners.

Early 2010

HOPE was approached by NRP to be a possible partner in the tax credit application. The City endorsed NRP and the project as beneficial to the development plans under Front Door Pride (now called the Arts District). HOPE talked with other NRP partners in Indiana and received glowing references. Bob Jones, President of Old National Bank, who was formerly based in Cleveland, also gave NRP an enthusiastic endorsement.

November 2010

Application for tax credits submitted to the Indiana Housing and Community Development Authority.

February 2011

Tax credits awarded of \$1,012,031 per year for 10 years.

June 29, 2011

Public meeting hosted by HOPE and NRP held at Central Library announcing the project. All City Council members were invited to this meeting.

October, 2011

HOME grant of \$250,000 previously offered by the City reduced to \$100,000 by City Council and supplemented with \$100,000 of infrastructure improvements, such as City sidewalks.

November 15, 2011

Public meeting hosted by NRP General Contractors and HOPE held at Central Library to discuss sub-contract opportunities and answer questions of local businesses and contractors.

June 14, 2012

Closing for land purchase, construction loan, and entire project held in Indianapolis. Construction officially begins.

September 25, 2012

Beginning date of application acceptance by NRP Property Management

Nov-Dec, 2012

Anticipated completion date and occupancy of first units.

March- April, 2013

Anticipated completion date of project.

Resident Selection Policies

Memorial Development Corp.

Do not accept felons. Will consider felonies for lesser crimes such as DWI, but so far no exceptions have been granted. (According to Property Mgr. Nadine)

Jacobsville Apartments/Cedar Trace

Do not accept felons. No exceptions made, even for DWI example. (According to Property Mgr.)

Homes of Evansville

Felony acceptance policy based on written chart that has varying waiting periods depending on the type and severity of the crime. DWI has 0 waiting period (i.e., no penalty).

Nov 26th First ading

Proposed Redistricting for Councilmanic Wards

R	EV	IS	ED	

	CURRENT			TARGET	OVER			CURRENT			TARGET	OVER
WP	POP_2010	WP.	+/-	20,013	(UNDER)		W_P	POP_2010	WP	+/-	20,013	(UNDER)
1-001	1086						4-001	2052	,			
1-002	1534	1-002	-	(1,534)	3rd		4-002	1267				
1-003	1092	1-003		(1,092)	3rd		4-003	1145				
1-004	2455						4-004	1142				
1-005	1524						4-005	449				
1-006	1015	3-001	+	1,237		糧	4-006	1129				
1-007	1047	3-015	+	1,406			4-008	829				
1-008	1265	5-010		2,652	Ī		4-009	2142				
1-009	878						4-011	926				
1-010	1861				-		4-012	1602				
1-011	2008	1-011		(2,008)	2nd		4-013	805				
1-012	.1146	1-012		(1,146)	35		4-015	1265	2-006	+	929	
1-012	1174			. (11.70)			4-016	1448	2-011	+	408	_
1-014	1194				į		4-017	1426	2-016	+	936	
1-015	882	•						17,627	Ward 4		19,900	(113)
1-010	20,161	Ward 1		19,676	(337)			<u> </u>				
•	. 20,101	77414		.0,0,0	(00.7)		5-001	1164				•
2-001	1754	1-011	+	2,008	500		5-002	2208				
2-001	1140	1-012		1,146			5-003	1465				
2-002	943	1-012	·	1,110	PH-18		5-004	1456				
2-005	2115						5-005	1205				
2-005	929	2-006	_	(929)	4th		5-006	2257				
2-000	769	2-000	-	(020)	701		5-007	1166	5-007		(1,166)	3rd
2-007	1199						5-008	1427	0 001		(1,100)	
							5-009	1523				
2-009	1211 778						5-010	2652	5-010	_	(2,652)	1st
2-010		2-011		(408)	4th		5-011	813	0.010		(2,002)	
2-011	408	2-011	-	(400)	-101		5-012	1800				
2-012	1410						5-013	1158				
2-013	2085						5-014	1028				
2-014	1930						5-015	1125				
2-015	1734 936	2.046		(936)	4th		5-016	1435				
2-016		2-016		20,222	209	_	3-010	23,882	Ward 5		20,064	51
	19,341	Ward 2	2023	20,222	200			20,002	mara o 3		20,001	
0.004	1237	3-001		(1,237)	1st		6-000	0	3-005	+	1,745	
3-001		3-001	-	(1,237)	181		6-001	1087	0 000	•	1,1 10	
3-002	2416			-			6-002	1941				
3-003	1155	3-005		(1,745)	6th		6-003	2171				
3-005	1745	3-003	-	(1,745)	Out		6-004	648			-	
3-007	1053	4 000		4 594			6-007	1278				
3-008	647	1-002	+	1,534	80		6-008	1017				
3-009	1228	1-003	+	1,092			6-009	1383				
3-010	1625	5-007	+	1166			6-009	2129				
3-011	1890	•		-			6-012	756				
3-012	1649								•			
3-013	1249						6-013	949				
3-014	1243	0.015		(4.400)	4 - 1		6-014	1039				
3-015	1406	3-015		(1,406)	1st		6-015	848				
3-016	1943		parking the receiver	15 (6-016	1818				
	20,486	Ward 3		19,890	(123)	-	6-017	1520	Mars A F		20 220	240
					OVER		-	18,584	Ward 6		20,329	316
					(UNDER)			TOTAL			TOTAL	OVER
								120,081		p	120,081	(סאטבע)
								CURRENT		P	ROPOSED	

City of Evansville, IN August 2012

Questions:

General Fund – Negative Balance = 1,550K

Cash community dev block grant – Negative Balance = 557k

Cash Emerg Shelter Grt – Negative Balance = 39k

Cash Home Admin – Negative Balance = 148k

CASH BALANCES

Riverboat fund – Decline of 369k

Local Option - Decline of 43k

Hospital Insurance - Decline of 1,970k

Workmen's Comp - Decline of 218k

Liability Insurance - Decline of 132k

Fire Pension – Decline of 430k

Police Pension – Decline of 564k

TOTAL OF ALL EXCEPT LEVY – DECLINE OF 2,716K

Levy – Increase of 847k

Apparent anticipated various to budget:

General Fund – Annualized to 43,241k projected shortfall of $15,000k - 29,131k/8 \times 12 = 43,241k$ Budget = 58,000k

Finance Fund – Annualized to 1,438k, budget = 1,819k negative variance projected = 381k

Mets – Annualized to 3,912k budget = 3,551k positive variance of 361k

Total General Fund Revenue – Annualized to 66,711k Budget = 79,563k projected negative variance = 12,852k

Highway Fund – Annualized to 4,358k Budget = 4,196k Positive projected variance = 162k

Traffic Engineer – Annualized to 338k Budget = 429K Negative projected variance = 91k

City Engineer – Annualized to 1,951 Budget = 1,629 Positive projected variance = 323k

Soccer – Annualized to 48k Budget = 118k Projected negative variance = 70k

Park Administration – Annualized to 11,361 Budget = 8,107 Negative projected variance = 3,746k

Zoo – Annualized to 1,426 Budget = 1,191 Positive variance = 235k

Swonder – Annualized to 636k Budget = 701k Negative = 65k

Other Pools – Annualized to 82k Budget = 105k Negative = 20k

TOTAL REVEUE – ANNUALIZED TO 7,009K BUDGET = 10,572K NEGATIVE = 3,563K

CITY OF EVANSVILLE - LIVE

JOURNAL INQUIRY

YEAR PER JOURNAL SRC EFF DATE ENT DATE JNL DESC CLERK ENTITY AUTO-REV STATUS BUD YEAR JNL TYPE 2012 10 1677 GEN 10/01/2012 10/30/2012 GL UPDATE dheuck 1N J/E 2012 LN 0RG 083ECT PROJ REFJ REF2 REFS REFS ACCOUNT

21 601 253000 0601-00-000-0000-253000	20 601 234000	19 601-00-000-0000-233000-	18 601 231500 - 2315000 - 231500 - 2315000 - 2315000 - 2315000 - 2315000 - 231500 -	0601-00-000-0000-231400-	15 601 0601-00-000-0000-231200-	15 601 228000 -228000-					10 601-00-000-0000-163100-	9 601 0601-00-000-0000-163000-	-0001-00-000-0000-161000-	-0051-00-000-000-1S1300-	0601-00-000-000-101501-	0601-00-	4 601 0601-00-000-0000-101400-		-001100-000-0000-101100-	1 601 101000 0601-00-000-0006-101000	ACCOONT
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UNAMORITZED LOSS/EARLY RETIREM GL ACCOUNT CHANGES FUND BALANCE		GL ACCOUNT CHANGES		GL ACCOUNT CHANGES 2005 REF/REV BOND PAYABLE N/C	GL ACCOUNT CHANGES 2004 REVENUE BONDS PAYABLE N/C	GL ACCOUNT CHANGES	GL ACCOUNT CHANGES 2011 WATER BAN PAYABLE CURREN		GL ACCOUNT CHANGES ACCRUED INTEREST PAYABLE	GL ACCOUNT CHANGES CONSTRUCTION IN PROGRESS	GL ACCOUNT CHANGES	GL ACCOUNT CHANGES BUILDINGS	LAND GL ACCOUNT CHANGES	UNAMORTIZED BOND ISSU COSTS	GL ACCOUNT CHANGES 2011 WATER BAN CASH	GL ACCOUNT CHANGES WATER BOND 2008 CASH	GL ACCOUNT CHANGES CONSUMER METER CASH	GL ACCOUNT CHANGES BOND & INT REQUIREMENT CASH	PETTY CASH	GL ACCOUNT CHANGES	ACCOUNT DESCRIPTION
61,197,795.24			33,485,000.00	3,620,000.00	20,540,000.00	983,753.02	650,000.00	2,290,000.00	674,574.89		53,582,582.00									3,050.00	
	47,765.92	200,525.39								4,298,446.82		161,562,329.00	370,150.41	1,010,425.88	240,969.36	851,038.90	974,026.09	1,976,376.40	3,050.00		

35 602 -00-000-000-234000-35 602 25000 225000 225000 225000 225000 225315 602 20000-2000-233200 231500 233000-2334000-	31 6019001 459034 0601-30-980-9001-459034- 32 6019001 459035 0601-30-980-9001-459035- 33 602 101000 0602-00-000-101000 34 602 151300	22 6019001 444001 0601-30-980-9001-444001- 23 6019001 444057 0601-30-980-9001-444057- 24 6019001 44508 0601-30-980-9001-44508- 25 6019001 445002 26 6019001 445003 0601-30-980-9001-445003- 27 6019001 445004 0601-30-980-9001-445004- 28 6019001 445004 28 6019001 445004 29 6019001 445001-445004- 29 6019001 445001-445004- 30 6019001 445001-445004- 0601-30-980-9001-445024- 0601-30-980-9001-445033- 0601-30-980-9001-445003-	YEAR PER JOURNAL SRC EFF DATE 2012 10 1677 GEN 10/01/2012 IN ORG OBJECT PROJ REFL ACCOUNT
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200,525.39 47,765.92	1,976,376.40 1,010,425.88		STATUS BUD YEAR JNL TYPE 3/E 2012
674,574.89 2,290,000.00 650,000.00 20,540,000.00 3,620,000.00 33,485,000.00	65,866.59 1,806,683.57	110,000.00 13,132.19 75,000.00 14,077.00 33,200.00 38,173.00 207,780.50 697,738.13	CREMIT

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62 605 0605-00-000-0000-166000- 63 605 253000 0605-00-000-253000	61 605 -00-000-0000-101000	0604-00-000-0000-228000- 60 604 253000 0604-00-000-253000	58 604 0604-00-000-0000-101000 59 604 228000	57 6039001 459033 0603-30-980-9001-459033-	56 6039001 445024 0603-30-980-9001-445024-	55 6039001 445004 0603-30-980-9001-445004-	54 6039001 445003 0603-30-980-9001-445003-	53 6039001 445002 0603-30-980-9001-445002-	52 6039001 444058 0603-30-980-9001-444058-	51 6039001 444057 0603-30-980-9001-444057-	50 6039001 444001 0603-30-980-9001-444001-	49 603 253000 0603-00-0000-253000-	48 603 163100 0603-00-0000-163100-	47 603 163000 0603-00-0000-163000-	46 603 161000 0603-00-0000-161000-	45 6029001 459035 0602-30-980-9001-459035-	44 6029001 459034 0602-30-980-9001-459034-	43 602 253000 0602-00-000-053000	YEAR PER JOURNAL SRC EFF DATE 2012 10 1677 GEN 10/01/2012 LN ORG OBJECT PRO) REFI ACCOUNT
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70 ind	TREASURY CASH TREASURY CASH	GL ACCOUNT	GL ACCOUNT CHANGES CASH WATER CONSUMER METER GL ACCOUNT CHANGES		GL ACCOUNT CHANGES	GL ACCOUNT CHANGES	GL ACCOUNT CHANGES HEAVY FOULTPMENT					GL ACCOUNT CHANGES	ACCIMILIATED DEPRECTATION	GL ACCOUNT CHANGES	, -	GL ACCOUNT CHANGES	-	GL ACCOUNT CHANGES	CLERK ENTITY AUTO-REV STATE OF SCRIPTION 2/6
4,298,446.82	1,092,008.26	9,726.93	974,026.09	2,430,000.00	207,780.50	38,173.00	33,200.00	14,077.00	75,000.00	13,132.19	110,000.00			161,562,329.00	370,150.41	1,806,683.57	65,866.59	56,151,931.14	V STATUS BUD YEAR JNL TYPE 3/E 2012
6,088,193.21			983.753.02	σ ₃	Ø	¢a	83	73	¢0	ςυ O	(17)	111,271,260.10	53,582,582.00			w	(33		CAEOTT OB

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	GL ACCOUNT UPDATES GL ACCOUNT UPDATES GL ACCOUNT UPDATES GL ACCOUNT UPDATES	ENT DATE JNL DESC 2 10/30/2012 GL UPDATI 3 REF2 REF3 ACCO
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"" JOURNAL TOTAL	GL ACCOUNT CHANGES WATER BAN EXPENSE EXPENDITURE EXPENDITURE EXPENDITURE EXPENDITURE	ENTITY AUTO-REV 1 N LINE DESCRIPTION
4/10/2/12/11/8/37 41/0/21/2/11	697,738.13 8 1,872,550.16 C 2,921,362.69 C 697,738.13 C	STATUS BUD YEAR JNL TYPE 3/E 2012 DESIT
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134,235,540.68 1,491,220.64 1,427,267.95 1,525,000.00						
60,914,838.41	62,268.97	1,809,722.67 431,744.48 537 917 00	558,541.00 132,033.27	10,163,302.24 1,514,317.64 2.018.936.33	106,397.32	1,548,978.40 482,190.75 472,554.15

38 606 231307 231307 20000 20000 231307 20000 231307 20000 231307 20000 231307 20000 231308 20000 231310 231314 20000 20000 231314 20000 20000 231314 20000 20000 231314 20000 20000 231314 20000 20000 231314 200000 20000 231314 200000 20000 231314 20000000 231314 2000000 20000 231314 2000000000000000000000000000000000000	33 606 231301 0606-00-0000-231301- 34 606 231303 0606-00-000-0000-231303- 35 606 231304 0606-00-000-0000-231304- 36 606 231305 0606-00-000-0000-231305- 37 606 0606-00-000-0000-231306-	28 606 225308 0606-00-000-225308- 29 606 225309- 30 606 225311 0606-00-000-0000-225311- 31 606 225313 0606-00-0000-225313- 32 606 231300 0606-00-000-0000-231300-	22 606 225302 0606-00-000-0000-225302- 23 606 225303 0606-00-0000-225303- 24 606 225304- 25 606 225305 0606-00-000-0000-225305- 26 606 225306 26 606 225306 27 606 225306 27 606 225306 27 606 225306	YEAR PER JOURNAL SRC EFF DATE 2012 10 1696 GEN 10/01/2012 IN ORG OBJECT PROS REFL
GL ACCOUNT UPDATE	GL ACCOUNT UPDATE GL ACCOUNT UPDATE GL ACCOUNT UPDATE GL ACCOUNT UPDATE	GL ACCOUNT UPDATE GL ACCOUNT UPDATE GL ACCOUNT UPDATE GL ACCOUNT UPDATE	GL ACCOUNT UPDATE	ENT DATE JNL DESC 10/30/2012 GL UPDATE REF2 NET ACCOUNT
m CONTRACTOR	GL ACCOUNT B1 CONSTRUCTI GL ACCOUNT A SRF PAYABLE GL ACCOUNT SRF PAYABLE GL ACCOUNT SRF PAYABLE GL ACCOUNT SRF PAYABLE GL ACCOUNT	GL ACCOUNT SRF PAYABLE GL ACCOUNT SRF PAYABLE GL ACCOUNT SRF PAYABLE GL ACCOUNT CONSTRUCTION GL ACCOUNT REFUND BOND	GL ACCOUNT UPDATE 2010 B2 CONSTRUCTION PAYABLE GL ACCOUNT UPDATE 2010A SRF PAYABLE CURRENT GL ACCOUNT UPDATE 2009 SRF PAYABLE CURRENT GL ACCOUNT UPDATE 2008 SRF PAYABLE CURRENT GL ACCOUNT UPDATE 2007 SRF PAYABLE CURRENT GL ACCOUNT UPDATE 1998 SRF PAYABLE CURRENT	CLERK ENTITY AUTO-REV T 1 N DESCRIPTION
5,145,000.00 4,723,510.00 2,675,187.01 1,214,000.00 685,542.00	27,450,000.00 5,918,262.00 24,474,978.00 14,928,000.00 26,627,000.00	140,000.00 312,000.00 141,000.00 1,000.00 27,285,000.00	625,000.00 1,000.00 1,000.00 763,000.00 1,625,000.00 875,000.00	STATUS BUD YEAR JNL TYPE J/E 2012 DHSST

0606-30-990-0101-459033-	0606-30-990-0101-446008-			0606-30-990-0101-445051- 60 6060101 445052		0606-30-990-0101-445004- 58 6060101 445011	0606-30-990-0101-444064- 57 6060101 445004		55 6060101 -444002- 55 6060101 -444002-	54 6060101 443007- 60606-30-990-0101-443007-	52 6060131 443006- 53 6060131 443006-	53 6060+30-990-0101-443005-	0606-30-			4/ 6060101 351004 0606-30-990-0101-361004- 48 6060101 438020	0606-00-000-0000-2	0606-00-000-0000-2	000	43 606 233000 0606-00-000-0000-233000-	10 ACC
GL ACCOUNT UPDATE	GL ACCOUNT UPDATE	ACCOUNT	20000	ACCOUNT	ACCOUNT	GL ACCOUNT UPDATE	ACCOUNT	ACCOUNT	ACCOUNT	ACCOUNT	ACCOUNT	ACCOUNT	ACCOUNT	ACCOUNT	700011	GL ACCOUNT UPDATE	GL ACCOUNT UPDATE	GL ACCOUNT UPDATE	GL ACCOUNT UPDATE	GL ACCOUNT UPDATE	ENT DATE JNL DESC 10/30/2012 GL UPDATE REF2 REF3 ACCOUNT
ECIAT	GL ACCOUNT UPDATE 2011 SRF EXPENSE	INFO TECH	m	IMPROVEMENTS		-∹`	ACCOUNT	OTILITIES OTHER IMPROVEMENTS	GL ACCOUNT UPDATE COLLECTION SYSTEM IMPROVEMENT	GL ACCOUNT UPDATE WEST PLANT EQUIPMENT	GL ACCOUNT UPDATE WEST PLANT BUILDING	GL ACCOUNT UPDATE EAST PLANT EQUIPMENT	GL ACCOUNT UPDATE PLANT BUILDING	GL ACCOUNT UPDATE		GL ACCOUNT REST SRF DEBI	UPDATE	UNAMORTIZED LOSS/FAR! Y RETTBEN		GL ACCOUNT UPDATE	CLERK ENTITY AUTO-REV TO N DESCRIPTION DESCRIPTION
8,838,000.00		36,777.33	66,468.86	79,471.20	194,730.65	23,093.00	162,066.47	37,354.56	102,923.87	146,958.53	55,432.41	79,176.69	38,207.03	17,258.45	2,616,521.35	24,769.75	117,314,265.54	1,350,928.51	45,096.63	303,944.18	STATUS BUD YEAR JNL TYPE J/E 2012 DEBUT CREDIT OR



84 607 0607-00-000-0000-231301-	83 607 231300 0607-00-000-0000-231300-	82 607 225313 0607-00-000-0000-225313-	0607-00-000-0000-225311-	-0607-00-000-225309- 2 0607-00-000-225309-	79 607 0607-00-000-000-225308-	78 607 225307 0607-00-000-000-225307-	77 607 225306 0607-00-000-0000-225306-	76 607 225305 0607-00-000-0000-225305-	75 607 225304 0607-00-000-0000-225304-	74 607 225303 0607-00-000-0000-225303-	73 607 225302 0607-00-000-000-225302-	72 607 225300 0607-00-000-0000-225300-	71 607 214000 0607-00-000-0000-214000-	70 607 151302 0607-00-000-151302-	69 607-00-000-0000-151301-	68 607-00-000-0000-151300-	67 607 149000 0607-00-000-0000-149000-	66 607 103000 103000-	65 607 101211 0607-00-000-101211-	64 6060101 459034 0606-30-990-0101-459034-	ACCOUNT ACCOUNT ACCOUNT
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GL ACCOUNT B1 CONSTRUCTI	GL ACCOUNT UPDATE	GL ACCOUNT UPDATE 2011 CONSTRUCTION NOTES PAYAB		FAYABLE	F PAYABLE	GL ACCOUNT SRF PAYABLE	GL ACCOUNT	GL ACCOUNT	AYABLE (င္အမ က		ACCOUNT L ACCOUNT	. UPDAT	COST	LAGGO	N	GL ACCOUNT UPDATE DEFERRED CHARGES	GL ACCOUNT UPDATE	GL ACCOUNT UPDATE BONY STAKING FUND CASH 5343	GL ACCOUNT UPDATE	DESCRIPTION LINE DESCRIPTION J
														62,268.97	537,917.00	431,744.48	1,809,722.67	2,080,575.86	482,190.75		\\ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \
27,450,000.00	27,285,000.00	1,000.00	141,000.00	312,000.00	140,000.00	875,000.00	1,625,000.00	763,000.00	1,000.00	1,000.00	625,000.00	1,525,000.00	1,427,267.95							539,877.87	CREMIT WR

105 6080101 443004 1000 0608-30-990-0101-443004-	104 6080101 441000 0608-30-990-0101-441000-	103 608 253000 0608-00-000-0000-253000-	102 608 165100 20000	101 608 163000	100 608 -00-000-101000-	99 607 231305 0607-00-000-0000-231305-	98 6070101 459034 0607-30-990-0101-459034-	97 6070101 438020 0607-30-990-0101-438020-	96 607 0607-00-000-0000-253000-	95 607 234000 0607-00-000-0000-234000-	94 607 0607-00-000-0000-233300-	93 607 0607-00-000-0000-233000-	92 607 231314 0607-00-000-0000-231314-	0607-00-000-0000-231312-	0607-00-	0607-00-000-0000-231308-	0607-00-000-0000-231307-	0607-		86 607 231304	UNT 231303
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38,	17,258.45			297,305,248.65	2,018,936.33		539,877.87	2,616,521.35	139,000,040.31	1,350,928.51											Medical
38,207.03	\$			٠.																	

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GL ACCOUNT UPDATE	ACCOUNT	GL ACCOUNT UPDATE	GL ACCOUNT UPDATE	GL ACCOUNT UPDATE	GL ACCOUNT UPDATE	GL ACCOUNT UPDATE	GL ACCOUNT UPDATE	GL ACCOUNT UPDATE	GL ACCOUNT UPDATE	GL ACCOUNT UPDATE	GL ACCOUNT UPDATE	GL ACCOUNT UPDATE	GL ACCOUNT UPDATE	GL ACCOUNT UPDATE	GL ACCOUNT UPDATE	GL ACCOUNT UPDATE	GL ACCOUNT UPDATE	GL ACCOUNT UPDATE	GL ACCOUNT UPDATE	REFA REFA ACCOUNT
GL ACCOUNT UPDATE GL ACCOUNT UPDATE FUND BALANCE	GL ACCOUNT UPDATE FUND BALANCE	CONSTRUCTION IN PROGRESS GL ACCOUNT UPDATE RETAINAGE PAYARIE	GL ACCOUNT UPDATE	GL ACCOUNT UPDATE	CASH GL ACCOUNT UPDATE TANGESTMENTS	GL ACCOUNT UPDATE	DEBRECTATION EXPENSE	2011 SRE EXPENSE	TNEO TECH	GL ACCOUNT UPDATE		IT TITES EIRNITIRE & STATIRES		GL ACCOUNT UPDATE	GL ACCOUNT UPDATE				GL ACCOUNT UPDATE	DESCRIPTION E N
10,163,302.24			60,914,838.41	132,033.27	10,103,751.82	1,548,978.40	8,838,000.00	828.75	36,777.33	66,468.86	79,471.20	194,730.65	23,093.00	162,066.47	37,354.56	102,923.87	146,958.53	55,432.41	79,176.69	3/E 2012
10,138,532.49	71,208,381.26	1,491,220.64					93	€0	to	87	co co	œ	Ø	Ø	Ç0	œ	Ę0	Ø	5 3	CREDIT OF



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GL ACCOUNT UPDATE	GL ACCOUNT UPDATE	GL ACCOUNT UPDATE	GL ACCOUNT UPDATE	GL ACCOUNT UPDATE	GL ACCOUNT UPDATE	ENT DATE JNL DESC 2 10/30/2012 GL UPDATE REF2 ACCOUNT
REVENUES 24,769.75 C	REVENUES 24,769.75 C	9,878,747.80 C	3,156,399.22 C	EXPENDITURE 13,035,147.02 C	GL ACCOUNT UPDATE INTEREST SRE DERT RESERVE 24,769.75	DESC CLERK ENTITY AUTO-REV STATUS BUD YEAR JNL TYPE PDATE dheuck 1 N J/E 2012 IS DESCRIPTION DESCRIPTION

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CITY OF EVANSVILLE

Department of Transportation and Services CIVIC CENTER COMPLEX, ROOM 321 1 NW MARTIN LUTHER KING, JR. BLVD. EVANSVILLE, INDIANA 47708

Phone: (812) 436-4988 TDD/Hearing Impaired (812) 436-4925 Fax (812) 436-4981

LLOYD WINNECKE MAYOR

TODD M. ROBERTSON EXECUTIVE DIRECTOR

November 09, 2012

Honorable Al Lindsey
Evansville Common Council
Ward 6
City of Evansville, Indiana

Dear Councilman Lindsey:

In response to your e-mail request concerning statistics from the Evansville Animal Care and Control Shelter (EACCS), please find below the information of that request.

- A. How many animals does the shelter handle each (day, month or year)?
 - 1. The EACCS for 2011 cared for 4,479 animals this includes dogs (2,126), cats (2,001) and misc. animals (352). For 2012 through October those numbers are 3,622 animals this includes dogs (1,645), cats (1,449) and misc. animals (528).
- B. What is the charge for body disposal per carcass?
 - 1. \$5.00 per animal.
- B1. What was the income for this service in 2011 and this year to date?
 - 1. For 2011 including Vets, Humane Society and Public through the door = \$8,785 for 2012 through August = \$5,965.
- C. What were the total monies charged to the Vanderburgh County Humane Society for carcass disposal for 2011 and for this year to date?
 - 1. \$5,290,00 for 2011 and thus far in 2012 \$2,910.00 through August
- D. What year did Animal Control re-enact charges to the Vanderburgh Humane Society for carcass disposal?
 - I believe 2007
- E. What are the costs (daily, monthly or yearly) to feed the animals at Animal Control?
 - 1. For 2011 \$7,376.66 and through October 2012 \$5,339.94 has been expended on food.
- F. What are the vet costs (daily, monthly or yearly) for the animals at Animal Control?
 - 1. For 2011 \$20,457.23, through October 2012 \$6,561.12
 - 2. EACCS does not have a veterinary budget per say for animal care. These expenses were paid from the Spirit Medical Fund which is funded through donations. Per the current Animal Control Ordinance 10% of fees and licenses are held for veterinary services from the inception of the ordinance and currently has \$6,700 that can be used for veterinary services if needed.

- G. What is the total income (daily, monthly or yearly) from veterinarians for carcass disposal?
 - 1. For 2011 \$2,380; For 2012 through August \$2,005
- H. What are the total salaries without benefits for Animal Control and number of full and or part time employees.
 - 1. Total budget for salaries in 2012 \$382,972; for 2013 the budget is \$395,860 these figures do not include any overtime that may have been budgeted and are without benefits.
 - 2. The Animal Control Shelter has:
 - (1) Superintendent
 - (2) Full-time office employees
 - (1) Part-time office employee
 - (7) Full-time Animal Control Officers
 - (1) part-time shelter worker, April October
 - 3. The shelter basically runs on a seven day work week twenty-four hours per day. Officers are on duty from 6:00 a.m. to 9:00 p.m. Monday through Friday and 6:00 a.m. to 7:30 p.m. on Saturday & Sunday. Office hours include Monday Friday: 10:00 a.m. 5:45 p.m. Saturday: 11 a.m. 4:45 p.m. with Adoptions Monday Friday: 11:00 a.m. 5:45 p.m. Saturday: 11 a.m. 4:45 p.m.
- I. What is the total budget for 2013 for Animal Control?
 - 1. The total Animal Control operating budget for 2013 is \$843,654.18, Capital Budget \$55,500.

Should you have other questions or need more information, please contact me.

Sincerely

Kerry D. Kamp

Administrative Assistant

Cc: Honorable Lloyd Winnecke, Mayor

Todd M. Robertson, Executive Director

Honorable Constance Robinson, President Evansville Common Council

All Members Evansville Common Council

Laura Brown, City Clerk

Alisa Webster, Superintendent - EACCS

File

Buhr, Lynn

From:

Lloyd, Russell

Sent:

Friday, November 09, 2012 5:58 PM

To:

Connie Robinson; call453misy@yahoo.com; John Friend; DRHDA501@aol.com;

ssbrinkerhoff@yahoo.com; al lindsey; Dan McGinn; Codaniel@fohlaw.com; Jonathan

Weaver; Brown, Laura; Buhr, Lynn

Cc:

Winnecke, Lloyd; Schaefer, Steve; Ted Ziemer [TZiemer@zsws.com] (TZiemer@zsws.com)

Subject:

Financial consultants 2012 payments and contracts

Attachments:

Memo to City Council re Financial Consultant Cost - 110812 Contracts (2),docx; Harding

Shymanski 10-3-11 (Accounting Assistance).pdf; Umbaugh Asociates 1-16-12 (Financial

Advisory Services).pdf

Council Members:

Attached please find a Memo detailing the City of Evansville Finance Dept. costs for financial consultants employed for 2012 YTD.

H. J. Umbaugh & Associates - \$ 49,950.00 Harding Shymanski & Co., PSC - \$ 36,166.00

I'm also attaching the contracts with H. J. Umbaugh & Associates that is on-going and the contract with Harding Shymanski & Co. PSC that was paid out in June, 2012. The Harding Shymanski & Co. person in the Controller's office left in March 2012 and I reorganized our work assignments so they are no longer needed.

As always contact me if you have any questions.

Russell Lloyd # # #
Controller



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January 16, 2012

City of Evansville c/o Mr. Russell Lloyd, Jr., City Controller 300 Civic Center Complex 1 Martin Luther King, Jr. Boulevard Evansville, IN 47708-1833

Re: Financial Advisory Services

Dear Mr. Lloyd:

You have requested that H.J. Umbaugh & Associates, Certified Public Accountants, LLP (the "Firm") provide to the City of Evansville (the "Client") those services more fully set forth in Exhibit A hereto (the "Services").

Fees and Costs.

Fees charged for work performed are generally based on hourly rates for the time expended, a fixed amount or other arrangement as mutually agreed upon as more appropriate for a particular matter. Hourly rates for work performed by our professionals vary by individual and reflect the complexity of the engagement.

In addition to fees, we also charge for various ancillary services, for which you will be invoiced. Such charges may include long distance telephone charges, photocopying, facsimile transmission, computer research, mileage, travel expenses and other similar charges specifically applicable to the engagement.

Billing Procedures.

Normally, you will receive a monthly statement showing fees and costs incurred in the prior month. Occasionally, we may bill on a less frequent basis if the time involved in the prior month was minimal or if arrangements are made for the payment of fees from bond proceeds. The account balance is due and payable on receipt of the statement and we reserve the right to charge 1% interest per month for outstanding unpaid balances over thirty (30) days from the date of billing. Once our representation has been concluded or terminated, a final billing will be sent to you. If requested to provide an estimate of our fees for a given matter, we will endeavor in good faith to provide our best estimate, but unless there is a mutual agreement to a fixed fee, the actual fees incurred on any project may be less than or exceed the estimate. Any questions or errors in any fee statement should be brought to our attention in writing within sixty (60) days of the billing date.

Termination.

Both the Client and the Firm have the right to terminate the engagement at any time after reasonable advance written notice. On termination, all fees and charges incurred prior to termination shall be paid promptly.

Mr. Russell Lloyd, Jr., City Controller Re: Financial Advisory Services January 16, 2012 Page 2

Accountants' Opinion,

In performing our engagement, we will be relying on the accuracy and reliability of information provided by Client personnel. We will not audit, review, or examine the information. Please also note that our engagement cannot be relied on to disclose errors, fraud, or other illegal acts that may exist. However, we will inform you of any material errors and any evidence or information that comes to our attention during the performance of our procedures, that fraud may have occurred. In addition, we will report to you any evidence or information that comes to our attention during the performance of our procedures regarding illegal acts that may have occurred, unless they are clearly inconsequential. We have no responsibility to identify and communicate significant deficiencies or material weaknesses in your internal control as part of this engagement.

The responsibility for auditing the records of the Client rests with the Indiana State Board of Accounts and the work performed by the Firm shall not include an audit or review of the records or the expression of an opinion on financial data.

Client Responsibilities.

It is understood that the Accountants will serve in an advisory capacity with the Client. The Client is responsible for management decisions and functions, and for designating an individual with suitable skill, knowledge or experience to oversee the services we provide. The Client is responsible for evaluating adequacy and results of the services performed and accepting responsibility for such services. The Client is responsible for establishing and maintaining internal controls, including monitoring ongoing activities.

Additional Services.

Exhibit A sets forth the scope of the Services to be provided by the Firm. From time to time, additional services may be requested by the Client beyond the scope of Exhibit A. The Firm may provide these additional services and be paid at the Firm's customary fees and costs for such services. In the alternative, the Firm and the Client may complete a revised and supplemented Exhibit A to set forth the additional services (including revised fees and costs, as needed) to be provided. In either event, the terms and conditions of this letter shall remain in effect.

E-Verify Program

Umbaugh participates in the E-Verify program. For the purpose of this paragraph, the E-Verify program means the electronic verification of work authorization program of the Illegal Immigration Reform and Immigration Responsibility Act of 1996 (P.L. 104-208), Division C, Title IV, s.401(a), as amended, operated by the United States Department of Homeland Security or a successor work authorization program designated by the United States Department of Homeland Security or other federal agency authorized to verify the work authorization status of newly hired employees under the Immigration Reform and Control Act of 1986 (P.L. 99-603). Umbaugh does not employ any "unauthorized aliens" as that term is defined in 8 U.S.C. 1324a(h)(3).

Mr. Russell Lloyd, Jr., City Controller Re: Financial Advisory Services January 16, 2012 Page 3

Municipal Advisor Registration

Umbaugh is a Municipal Advisor registered with the Securities and Exchange Commission and the Municipal Securities Rulemaking Board. As such, Umbaugh is providing certain specific municipal advisory services to the Client. Umbaugh is neither a placement agent to the Client nor a broker/dealer.

The offer and sale of any Bonds shall be made by the Client, in the sole discretion of the Client, and under its control and supervision. The Client agrees that the Accountants do not undertake to sell or attempt to sell the Bonds, and will take no part in the sale thereof.

If the foregoing accurately represents the basis upon which we may provide Services to the Client, we ask that you execute this letter, in the space provided below setting forth your agreement. Execution of this letter can be performed in counterparts each of which will be deemed an original and all of which together will constitute the same document.

If you have any questions, please let us know.

Very truly yours,

H.J. Umbaugh & Associates Certified Public Accountants, LLP

By: Gerald G. Malone

The undersigned hereby acknowledges and agrees to the foregoing letter of engagement.

City of Evansville

Date: 3-1-12

By: Billy 1

EXHIBIT A

Services Provided and Fees

Scope of Services

- ARTICLE 1. The Firm Agrees to Provide the Following Services to Support the Year End Accounting and Reporting Requirements of the Client:
 - A. Compile cash basis financial statements by fund.
 - B. File Evansville Courier legal publication of Civil City of Evansville Statement of Receipts, Disbursements, and Cash Balances.
 - C. Complete Annual Debt Report.
 - D. Complete Debt Schedule for Gateway.
 - E. Fulfill Gateway Reporting requirements.
 - F. Monitor and complete year end duties as outlined by the Indiana State Board of Accounts.
 - G. Attend meetings at the request of the Client.

ARTICLE 2. Fees

The Client agrees to pay the Firm in consideration for services and expenses incurred, based upon the Firm's hourly charges for such specialized services. A range of fees is attached as Exhibit B.

EXHIBIT B

Standard Hourly Rates by Job Classification

01/01/2011

Partners / Principals	\$205.00	to	\$395.00
Managers	\$165.00	to	\$205.00
Accountants/Financial Analysts	\$110.00	to	\$175.00
Paraprofessional Staff	\$110.00	to	\$130.00
Support Personnel	\$70.00	to	\$95.00

^{*}Billing rates are subject to change periodically due to changing requirements and economic conditions. Actual fees will be based upon experience of the staff assigned and the complexity of the engagement.

October 3, 2011

City of Evansville 300 Civic Center Complex One Martin Luther King, Jr. Boulevard Evansville, Indiana 47708-1833

SUBJECT:

Accounting Assistance

For the Year Ending December 31, 2011

HARDING, SHYMANSKI & COMPANY, P.S.C.

Certified Public Accountants and Consultants

21 S.E. Third Street, Suite 500 P.O. Box 3677 Evansville, IN 47735-3677

(812) 464-9161 Fax (812) 465-7811

An Independently Owned Member, McGladrey Alliance This letter is to explain our understanding of the arrangements for the services we are to perform for the City for the year ending December 31, 2011. We ask that you either confirm or amend that understanding.

As part of this engagement, we will review each month's bank statement and your accounting records and perform the bank reconciliation for each month. We will not be analyzing cancelled checks to determine whether signatures or payments are authorized or for any other purpose. By your signature below, you acknowledge that you understand and agree that our services are limited in scope and they are not designed to detect employee embezzlement or other fraudulent activities involving the City. Should you wish to expand our procedures to include additional work and investigations, we will arrange this with you in a separate engagement letter.

In addition, during each month-end, we will perform the following functions:

Propose adjusting or correcting journal entries

We will discuss with you any errors identified and show you the appropriate action required to correct the error. We have not been engaged to prepare compiled, reviewed, or audited financial statements in connection with this service. Accordingly, we will not provide financial statements as part of the engagement.

We will advise you about appropriate accounting principles and their application and will assist in the preparation of your trial balance, but the responsibility for the trial balance remains with you. This responsibility includes:

- Make all management decisions and perform all management functions, including determining account codings and approving all proposed journal entries;
- Designate a qualified management-level individual to be responsible and accountable for overseeing these services and evaluate the adequacy and results of the services;

Evansville, IN & Louisville, KY

 Accept responsibility for the results of the services, including the journal entries, general ledger, and trial balance; and

Establish and maintain internal controls, including monitoring ongoing activities

From time to time and depending upon the circumstances, we may use third-party service providers to assist us in providing professional services to you. In such circumstances, it may be necessary for us to disclose confidential client information to them. We enter into confidentiality agreements with all third-party service providers and we are satisfied that they have appropriate procedures in place to prevent the unauthorized release of your confidential information to others.

AICPA Ethics standards require that you designate a qualified management-level individual to be responsible and accountable for overseeing our services. This person should be able to review any entries we propose, understand the nature of the entries, and understand the impact these entries have on the working trial balance. Typically, you or your controller/bookkeeper would fulfill this role. We ask that you indicate to us in the space provided on the engagement letter who you designate for this role.

Due to the significant investment in our on-site employees and our commitment to the clients they serve, we ask that you not actively solicit, employ, or otherwise contract directly the services of any of our employees who are involved in this engagement. In the event that you employ or contract directly one of our employee's services, you will reimburse us a "finder's fee" in an amount equal to the greater of \$25,000 or 50 percent (50%) of the annual base salary of any such employee of ours.

Our fee for the services performed will be billed monthly as the work progresses. All invoices will be due and payable upon presentation.

Our billing rates, per hour, by position, that will be assigned to the project are as follows:

Partner	\$195 - \$260
Manager	\$150 - \$180
Supervisor	\$ 95 - \$125
Staff	\$ 82 - \$ 90

The City hereby indemnifies Harding, Shymanski & Company, P.S.C. and its president, vice presidents, and employees and holds them harmless from all claims, liabilities, losses, and costs arising in circumstances where there has been a known misrepresentation by a member of the City's management, regardless of whether such person was acting in the City's interest. This indemnification will survive termination of this letter.

It is agreed by the City and Harding, Shymanski & Company, P.S.C. or any successors in interest that no claim arising out of services rendered pursuant to this agreement by or on behalf of the City shall be asserted more than one year after the date of the last accounting assistance by Harding, Shymanski & Company, P.S.C. without any consideration as to the date of discovery of any such claims.

This letter constitutes the complete and exclusive statement of the agreement between Harding, Shymanski & Company, P.S.C. and the City, superseding all proposals, oral or written, and all other communications, with respect to the terms of the engagement between the parties.

If this letter defines the arrangements as the City understands them, please sign and date the original and return it to us. We appreciate your business.

Harding, Shymanski & Company, P.S.C.

HARDING, SHYMANSKI & COMPANY, P.S.C.

Certified Public Accountants and Consultants

Person designated to oversee these services (if other than the person signing below):

Confirmed on behalf of the Gity:

Octobra 27, 20 U